

MINUTES OF MEETING
BOARD OF SELECTMEN

January 2, 1974

Wednesday

7:30 p.m. Present: Chairman Robert C. Dumont, Selectmen Louis J. Bartolini and Thomas W. McAuliffe, members of the Press: Lois Simmons (Marlboro Enterprise), Maureen Maguire (Worcester Telegram & Gazette) and Donna McDaniel (South Middlesex Daily News).

Treasury Warrant #66 was signed by the Board of Selectmen in the amount of \$72,446.30.

8:00 p.m. Public Hearing, in compliance with Section IV of the Zoning by-laws, with respect to the Site Plan as submitted by Paul J. McCarthy for proposed building for storage of materials and equipment at 10 River Street, Southborough.

Notice of Hearing as advertised in the South Middlesex Daily News of December 19, 1973 was read by Chairman Dumont.

Board viewed approvals from the Board of Health, Water Commissioners and the Planning Board with regard to Application for Zoning Permit. Planning Board letter of December 27 stated that the Planning Board has reviewed the Site Plan dated December 5, 1973 and find the Plan to be in compliance with Section IV, paragraph 10 of the Zoning By-law.

Therefore, upon motion being made and seconded, it was unanimously

VOTED: to grant a Zoning By-Law Permit to Paul J. McCarthy to erect a building for the storage of materials and equipment at 10 River Street.

Present were: Paul J. McCarthy, President of McCarthy Pools Corporation, Route 9, Southborough and Planning Board Chairman Thomas Wolfe. No residents attended.

Board noted copy of letter received from Town Clerk, Paul J. Berry regarding resignations from two Cemetery Commissioners: Edward Newton and Harvey D. Bigelow, Sr. effective January 1, 1974.

8:30 p.m. VOTED: to go into Executive Session with George Burwell, Cemetery Commissioner, due to the fact that personalities were to be discussed.

8:50 p.m. Executive Session over.

John A. Baveri of 5 Valley Road and Margaret H. Barber of 25 Marlboro Road were drawn by the Selectmen to serve on the jury in the Worcester Court beginning Feb. 1.

9:00 p.m. Meeting with Civil Defense Director Warren Harding, Police Chief Mattioli and Fire Chief Brock to discuss the energy crisis. Also present was Albert E. Edmondston of Civil Defense Headquarters in Westboro. This meeting was called to discuss coordinating the town's plans to deal with the energy crisis.

VOTED: to designate the central fire station as the place to call for a fuel emergency when the prime contact, the Selectmen's office is not open.

VOTED: that the 1974 amounts of indemnity for the bonds of Treasurer, Town Clerk and Collector of Taxes will be as follows:

Treasurer, Walter F. White	\$71,600.00
Town Collector, Walter F. White	\$81,200.00
Town Clerk, Paul J. Berry	\$ 1,500.00

This form was duly signed by the Selectmen and is to be mailed to the Commissioner of Corporations and Taxation, Bureau of Local Taxation, P. O. Box 7014, Boston, Mass. 02204.

Board noted the following:

Copy of Fire Prevention Regulations on the Use of Portable Container For the Storage and Transportation of Gasoline. (Submitted by the Fire Chief).
Copy of December 28, 1973 letter from Fire Chief Brock to All Gas Station Owners or Managers enclosing a copy of these Regulations.

Copy of December 26 letter from Town Counsel William F. Brewin to Southborough Planning Board re: Mac-Rich Realty Construction Co. vs. Robert Hoss et al The Planning Board of the Town of Southborough in which was enclosed copies of several papers such as Final Decree, etc.

Copy of December 31, 1973 letter from State DPW, Worcester, to Worcester County Commissioners stating that the State Aid (Highway) Section of the DPW certifies that the work to the value of \$10,599.95 has been done by the Town of Southborough under Chapter 90 (Agreement #27889 dated 11/7/73) and respectfully recommends that the County forward to the Town of Southborough a check for \$2,700.00. A copy of this letter was given to Highway Superintendent John Boland.

VOTED: to grant Zoning By-Law Permits to:

- (1) B & B Realty Trust to build a single dwelling on 15 Foley Drive (Lot 15).
- (2) James P. Murphy, Jr. to build a single dwelling on 7 Bantry Road (Lot 101).

VOTED: to adjourn at 10:00 p.m.


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Thomas W. McAuliffe, Selectman

McA/mrp

MINUTES OF MEETING
BOARD OF SELECTMEN

January 8, 1974

7:30 p.m. Present: Chairman Robert C. Dumont, Selectmen Louis J. Bartolini and Thomas W. McAuliffe and members of the press. Also present was William F. Brewin, Town Counsel.

Treasury Warrant #67 in the amount of \$112,330.87 was signed by the Selectmen.

8:00 p.m. A meeting was held with the residents of the Oak Hill Road area pertaining to drainage problems. The Board clearly stated that it felt that the town had no liability in solving the problem. Those attending the meeting were: Arthur K. Holmes, William C. Cottle, Mr. & Mrs. LaRose, Mr. & Mrs. William Colman, Mrs. Francis D. Chalmers, Mr. & Mrs. Donald Campbell, Mrs. Zanella, David Crane, Leo Bartolini, Jr., Charles Bowley, Leon A. Packard and Thomas Meleones. The solution to the drainage problems should come from the homeowners and this meeting was the Selectmen's offer to provide a forum for discussion. The residents have the alternative of asking the town meeting for the estimated \$70,000 needed to put in a drainage pipe to carry the water over the area to drain down the hill to Ashland, or each owner might contribute some money, hire an engineer and deal with the problem in a private context.

9:00 p.m. Joint meeting of the Planning Board and the Zoning Board of Appeals to discuss variance procedures. Present for the Planning Board was Chairman Thomas Wolfe, and present for the Zoning Board of Appeals was Chairman Edward Hasbrouck. This meeting was called in response to a letter from Bruce Crawford of Strawberry Hill suggesting some protection should be extended to later abutters if a variance granted years earlier had not been exercised.

Letter is to go to the Advisory Committee, c/o Walter Eremich, Chairman enclosing a request for a transfer from the Reserve Fund of \$4,000 to the Insurance Account. Enclosed with this letter is copy of Town Accountant's letter dated January 3, re: the balance in the Insurance Account and a copy of December 28, 1973 proposal from Betterley Associates. The Board of Selectmen and the Advisory Committee agreed that this study is necessary. Selectmen would like to meet with the Advisory Committee to further discuss this matter.

Memo is to go to Police Chief Mattioli enclosing a copy of a letter from Arthur L. Cannon dated 1/8/74 re: signs, etc. in the Woodland Road area. Selectmen would like Police Chief to give his recommendations with regard to the signs requested in this letter.

VOTED: to sign petition to the State Department of Public Works stating that the number of miles of public ways in said town, exclusive of State Highways is 52.14, that the appropriation of said town for the construction, repair and maintenance of and snow removal on such ways during the year 1974 (not including the appropriation made for the construction and maintenance of sidewalks and bridges) amounted to \$7,820.00 and that public necessity and convenience require the repair and improvement of said ways, including the removal of snow.

Board noted the following:

Receipt on 1/7/74 of \$20,232.00 check being Southborough's general revenue

Noted by the Board: (cont.)

sharing payment for the second quarter of the fourth entitlement period, which began on July 1, 1973 and ends on June 30, 1974.

Copy of 1/3/74 letter from Town Counsel Brewin to Mr. George V. Nelson, Executive Secretary, Alcoholic Beverages Control Commission, asking for a letter from the ABCC determining the total number of licenses for alcoholic beverages in each class currently available to the Town of Southborough.

Two Zoning Board of Appeals hearings to be held in the Town Hall: (1) 7:30 p.m., 1/28/74 on the petition of Mamma Marie's Restaurant for a parking lot on Southville Road opposite the restaurant, and (2) 8:00 p.m. 1/28/74 on the petition of James E. Malcomb, 14 Valley Road for a variance to permit the construction of a 2-car garage at 14 Valley Road.

Copy of 1/4/74 letter from MDC, Sudbury section re: John Meserve's letter of 11/23 to the Board of Selectmen regarding the neglect of area surrounding the Sudbury Reservoir.

12/30/73 Report from Southborough Lions Club re: Beano Games held in 1973.

December, 1973 Building Inspector's report.

December 12 Notice from the State Department of Natural Resources, Division of Forest and Parks, stating that it was determined that the following appropriations be made:

\$2,300.00	Insect Pest Control
\$9,000.00	Dutch Elm Disease Control

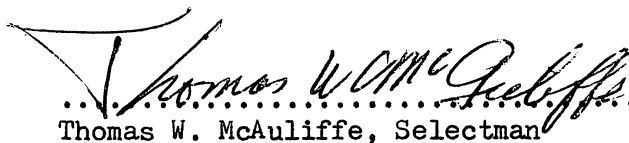
and that the financial liability of Southborough for 1974 to be \$2,542.01, including a sum of \$1,000.00 for insect pest control and a sum of \$1,542.01 for Dutch Elm disease control. Any sum expended in excess of these amounts will entitle the community to request state assistance.

December 28 Notice from the DPU re: application of Boston Edison Co. for approval by the DPU of the issuance and sale by the company of Promissory Notes.

December 21 letter from DPW, Boston, advising that the Chapter 90 assignment of June 6, 1973 for the improvement of roads in Southborough has been revised to include East Main Street. Copy was given to John Boland, Highway Superintendent.

January 3 memo from Edgar Phaneuf, Jr., Building Inspector, verifying the distance from the bounds on Route 9 to the location of the proposed installation of tanks (re: Frank Rossi, Sr. Gasoline Storage License, 8 Break Neck Hill Road). Mr. Phaneuf stated "by my measurements, I found the proposed tank area to be 320 ft. \pm south of Route 9 and 200 ft. \pm east of Break Neck Hill Road."

10:17 p.m. VOTED: to adjourn.


Thomas W. McAuliffe, Selectman

MINUTES OF MEETING
BOARD OF SELECTMEN

January 15, 1974

7:30 p.m. Present: Chairman Robert C. Dumont, Louis J. Bartolini and Thomas W. McAuliffe and members of the press.

Board of Selectmen signed Treasury Warrant #68 in the amount of \$43,393.47.

At the request of John H. Bennett, Business Manager of St. Mark's School, dated January 9, 1974 it was unanimously

VOTED: to grant to St. Mark's School a 90-day special permit to park or put on blocks a construction trailer to put next to its Hockey Rink for the purpose of changing skates and letting visiting teams warm up between periods.

8:00 p.m. Public hearing on the application of Wellesley Crane Service Co. for the storage in tanks underground 5,000 gallons of diesel fuel on the premises located on 251 Boston Road (nearest cross street: Lamb Hill Road).

Chairman Dumont read aloud advertisement as it appeared in the Worcester Evening Gazette on January 4, 1974. Certified Receipts were presented to the Selectmen proving that abutters had been properly notified.

Present were representatives of Wellesley Crane Co.--Peter Maloney, Assistant Manager, and Raymond Minucci.

No abutters were present and no objections were received.

A motion was made, seconded and unanimously

VOTED: to grant a gasoline storage license to Wellesley Crane Co. which will be released when a revised plan is submitted to the Selectmen showing an accurate scale drawing. Town Clerk to be so notified.

8:30 p.m. Meeting with Cemetery Commissioner George L. Burwell regarding filling two vacancies caused by the resignations of Edward Newton and Harvey D. Bigelow, Sr.

The following names were nominated: George Mooney, Thomas Grady and Alice Lebewohl.

VOTED: to go into executive session to discuss personalities.

A motion was made, seconded and

VOTED: to appoint Thomas J. Grady, 7 Harris Drive, as a Cemetery Commissioner until election in May, 1974 to fill the vacancy caused by the resignation of Edward Newton. Mr. Grady and Town Clerk to be so notified. After five ballots, this election has been recessed until January 22 at 9:30 p.m. at which time the Board of Selectmen and two Cemetery Commissioners will meet to fill the remaining vacancy on the Board of Cemetery Commissioners.

Letters are to go to Commissioners Grady and Burwell asking them to meet with the Selectmen on Tuesday, January 22, at 9:30 p.m. to fill the vacancy on the Board of Cemetery Commissioners.

Letter is to go to Personnel Board regarding Fayville Village Hall Custodian as being Mrs. Phyllis Phillipo as of January 1974 and that she will assume the same duties and will receive the same rate of pay that Albert Phillipo received.

Letter is to go to the ABCC listing the breakdown of the number of licenses of each class granted in 1973, the revenue thereof and established schedule of fees for all classes of licenses. These licenses are for the 1974 year.

Board noted the following:

Letter (copy) dated 1/7/74 from Senator Edward L. Burke to Mr. Sylvester Sylvia, Department of Community Affairs, Boston, urging him to allocate funds for 56 units of elderly housing in Southboro.

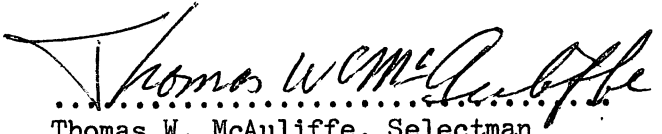
Copy of communication received 1/4/74 by Town Clerk Berry regarding the recent changes in the Beano Control Law which was sent by the Mass. State Lottery Commission.

1/3/74 letter from James W. Ford, Storch Engineers, re: Highway Illumination Study returning map of the Kimberly Park Area and the Mass. Electric Co. Illumination Study which was provided them as a basis for their proposal. This project was cancelled due to the fact that the energy crisis has caused the Mass. Electric Co. to state they will not install any new poles until this crisis is over.

Wiring Inspector's Report for December 1973.

Copy of 1/9 letter from Town Counsel Brewin to Lloyd Anderson, Attorney re: Field vs. Board of Health - Writ of Certiorari, stating that the Court date has been set for Tuesday, January 29, 1974.

VOTED: to adjourn at 9:35 p.m.


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Thomas W. McAuliffe, Selectman

TWMcA/mrp

MINUTES OF MEETING
BOARD OF SELECTMEN

January 22, 1974

7:30 p.m. Present: Chairman Robert C. Dumont, Selectmen Louis J. Bartolini and Thomas W. McAuliffe, and members of the press: Lois Simmons (Marlboro Enterprise), Maureen Maguire (Worcester Telegram & Gazette) and Donna McDaniel (South Middlesex News).

Board of Selectmen signed Treasury Warrant #69 in the amount of \$101,690.64. The Board also signed Treasury Warrant #70 in the amount of \$13,010.00 (Special Warrant covering expenditures of Federal Revenue Sharing Funds P. L. 92-512).

VOTED: to appoint John A. Lundblad as Administrative Assistant to the Board of Selectmen to fill the unexpired term of William L. Zolli. Town Clerk is to be so notified.

8:15 p.m. Board met briefly with Anthony Hars, representing Citizens for Economy in Government, Inc., 10 High Street Boston, Mass. Mr. Hars explained his role involving this group which is a nonprofit organization of individual citizens and concerned businesses dedicated to "reduce wasteful overspending in the state...and to improve the quality of state services...and to bring government spending, both state and local, in line with income".

8:30 p.m. Public opening of bids for the printing of the 1973 Town Report. Chairman Dumont read aloud the advertisement as it appeared in the Worcester Evening Gazette on January 14, 1974.

Bid #1: Jefferson Village Offset Co., 165 N. Main St., Jefferson, Mass. 01522 Price: \$15.55/page (this bid withdrawn 1/23/74).

Bid #2: Hoyle Press, 9 May Street, Worcester, Mass. 01610 Price: \$12.87/page.

Bid #3: Beacon Publishing Co., 20 Main St., P. O. Box 217, Acton, Mass. Price: Town Report \$2,733.00. Advisory Committee Report \$1,086.00

Bid #4: Commonwealth Stationers, Inc., 90 Grove St., Worcester 01605. Price: Town Report and Town Warrant \$4,000.00.

Motion was made, seconded and unanimously

VOTED: to take the above bids under advisement.

8:31 p.m. Mr. John Lundblad, the newly appointed Administrative Assistant to the Board of Selectmen was introduced to the press and a small press conference was held.

9:00 p.m. A joint meeting was held with the Board of Health regarding mosquito control. The Board of Health will prepare a warrant article asking for a spring and fall mosquito spraying program for the town. Chairman Dumont stated that the Board of Selectmen is favorably disposed to a mosquito control effort.

9:30 p.m. Recessed meeting from January 15, 1974 was held with respect to appointing a Cemetery Commissioner to fill vacancy caused by the resignation of Harvey D. Bigelow. Cemetery Commissioners George L. Burwell and Thomas J. Grady were present.

Motion was made, seconded and unanimously

VOTED: to go into Executive Session to discuss personalities.

9:50 p.m. Executive Session ended.

No additional names were added since the January 15 meeting.

Motion was made, seconded and

VOTED: (3 to 2) that George A. Mooney, 35 Highland Street be appointed as Cemetery Commissioner until election in May, 1974.

A letter is to go to Mr. Mooney informing him of his appointment and instructing him to appear before the Town Clerk to be sworn in as soon as possible. Town Clerk is to be so notified.

10:00 p.m. Frank Pessini, 10 Pine Hill Road discussed with the Selectmen a neighborhood problem.

After a discussion with Town Counsel Brewin, Board of Selectmen stated that a letter is to be sent to all gas stations in the Town of Southborough regarding complaints being received by the Board in respect to the operation of gas stations during the current energy crisis.

Selectmen ATTESTED that the Town Road Mileage for 1974 is 53.80 (1.66 added in 1973). Original is to be sent to Department of Public Works, Worcester, care of John Hoey. A copy is to be given to Highway Superintendent Boland.

Board noted memo dated 1/18/74 from Building Inspector Edgar Phaneuf, Jr. asking if there are any restrictions placed on the original issuance of the building permit to the new Commonwealth Gas Company office building on Cordaville Road. If there are no restrictions, Building Inspector would like to issue an Occupancy Permit once the regulations of all other departments have been met.

VOTED: that an Occupancy Permit may be issued to Commonwealth Gas Co. once the regulations of all other departments have been met.

Selectmen noted January 17 letter from Marlborough Westboro Area Chapter of the Massachusetts Association for Mental Health stating that the Office of Administration and Finance has recommended that Governor Sargent cut five million dollars in the mental health budget for fiscal 1975. The Marlborough-Westborough Chapter MAMH would like all the area Selectmen to urge the Governor not to cut the mental health budget. Selectmen sent telegrams to Governor Sargent and William Cowin, Chairman of the Admin. & Finance Committee, State House, Boston, Mass.:

"We urge that the proposed five million dollar cut in the budget for mental health services be restored and allocated for community programs".

Letter is to go to Gordon A. McGill, Director of Accounts, State Department of Corporations and Taxation, stating that a state of emergency existed in Southborough on December 17, 1973 as a result of the ice storm which occurred on that date. Enclosed


with this letter is a statement of the amounts expended by the various town departments. Selectmen requested, in accordance with the provisions of G. L. Chapter 44, Section 31, to approve the payment of the total sum of \$6,072.45.

Board noted approval of the Advisory Committee, dated January 14, 1974 approving Transfer from the Reserve Fund to Article 3, Annual Town Meeting, March 1973, for the payment of elected officials salaries, the amount of \$6,562.50.

Board noted two Zoning Board of Appeals Hearings to be held on February 11--7:30 p.m. Petition of Southborough Housing Authority seeking a variance on the property located at 37 Boston Road, and 8:00 p.m. Petition of Ray and Eleanor Davis seeking a renewal of a temporary variance to use property on 60 and 61 Break Neck Hill Road for business purposes.

Memo dated January 22 from the Board of Health enclosing a copy of Health Club Rules and Regulations which were adopted by majority vote at a regularly scheduled meeting on January 8, 1974.

VOTED: to adjourn.


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Thomas W. McAuliffe, Selectman

TWMCA/mrp

MINUTES OF MEETING
BOARD OF SELECTMEN

January 29, 1974

7:30 p.m. Present: Chairman Robert C. Dumont, Selectmen Louis J. Bartolini and Thomas W. McAuliffe. Also present, the newly-elected Administrative Assistant John A. Lundblad.

Board of Selectmen signed Treasury Warrant #71 in the amount of \$29,397.44.

8:00 p.m. Public bid openings re: two 1974 station wagon police cruisers. Chairman Dumont read aloud advertisement as it appeared in the Worcester Evening Gazette on January 14, 1974.

Bid #1: Joe Cullinan Ford, Inc. 35 Main St., Marlboro
Total: \$8,292.00

Bid #2: Crown Chrysler-Plymouth, Inc., 535 Union Avenue, Framingham
Total: \$6,800.00

Bid #3: Framingham Auto Sales, Inc., 1199 Worcester Rd., Framingham
Total: \$8,014.00

A motion was made by Selectman Bartolini which was seconded and unanimously

VOTED: to take all above bids under advisement so that the Police Chief may evaluate these bids and give his recommendations to the Board.

Board noted letter dated January 28, 1974 from Harry A. Prosperi, 7 Winchester Street, requesting a building permit for a roof over his carport which is less than 15 feet from the property line.

A motion was made, seconded and unanimously

VOTED: to deny a zoning permit to Mr. Prosperi to put a roof over his carport due to the fact that he lacks the proper sidelines.

A letter is to go to Mr. Prosperi informing him of the above vote and suggesting that he apply to the Zoning Board of Appeals for a variance. A copy of Mr. Prosperi's letter and a copy of the Board's reply are to go to the Zoning Board of Appeals and the Building Inspector.

Board noted January 28 letter from Francis R. Pessini, 10 Pine Hill Road, filing a formal complaint with respect to the repairing of unregistered automobiles at 5 Clemmons Street. He would like a ruling on whether or not this repair work is in compliance with the town zoning by-laws for a Class A residence. Letter is to go to Mr. Pessini stating that the Building Inspector will investigate this complaint and report back to the board. Mr. Pessini's complaint regarding erroneous reporting by the Marlboro Enterprise was turned over to the reporter involved. Memo is to go to Edgar Phaneuf, Building Inspector asking him to investigate the complaint regarding the repairing of unregistered automobiles at 5 Clemmons St.

8:21 p.m. Selectmen met with architects A & H Browning and the Town Office Building Study Committee. Present: Mr. & Mrs. Hugh Browning and the members of the Committee: Stanley F. Wright & John R. McCarthy (Co-Chairmen), Judy Swartwood, Betty Davis, George Pearse and Edward Lambert. Discussion ensued regarding space needs program and renovation cost breakdown,

renovation/new building cost comparison and possible renovation schedule regarding the Town Hall. Renovation project cost is \$501,650 and new building project cost is \$522,500 according to figures of A & H Browning.

A motion was made, seconded and unanimously

VOTED: to grant permission to Girl Scout Cadette Troop 644 to sell coffee at the annual town meeting on May 13 and any subsequent meetings until the adjournment.

Letter is to go to Mrs. Ronald Desrosiers, Troop Leader, informing her of the Board's above vote.

Board noted January 24 letter from Donald Hallisey, 67 Flagg Road regarding a neighborhood problem. Letter is to go to Mr. Hallisey stating this matter is being investigated and that Selectman McAuliffe is planning to discuss this matter later in the week with Mr. Hallisey.

9:33 p.m. Meeting with Attorney Richard D. Karb representing Stephan W. Doran, owner of 178 Southville Road. Thompson-Liston Associates, Inc., Surveyors, found that the dwelling house of said premises encroached upon Valade Court. Mr. Doran and his attorney suggested the earliest way out of the dilemma would be for the town to vote to abandon enough of the street so that it would go around the house. The Board stated that abandoning a portion of the public way could bring later complications if another house was built. Mr. Doran stated that there have been many owners of the house over the years but that the property line problem had never come up before.

Highway Superintendent Boland and Town Counsel William F. Brewin also attended this meeting.

9:56 p.m. Meeting with members of the Conservation Commission and the Board of Health. Policy procedures were discussed and the need to work more closely with various boards before permits are issued. The Conservation Commission will require a specific variance for a sewerage system installed within 100 feet of a known water supply or of any tributary of a water supply. Selectmen will invite the Conservation Commission to all future site plan hearings.

A motion was made, seconded and

VOTED: (2 to 1 with Selectman Bartolini voting against) to award the contract for printing the Annual Town Report and the Advisory Committee Booklet to Beacon Publishing Company, Acton, Mass.

Letter to go to Beacon Publishing Co. informing them of the above vote. Letters to go to Hoyle Press and Commonwealth Stationers, Inc., informing them of the awarding of the contract to Beacon Publishing Co.

Memo is to go out to all gas dealers in town asking them to meet with the Board on Tuesday, February 5 at 8:30 p.m.

Board noted the following:

January 24, 1974 Decision on Petition Rona M. Fields, Plaintiff vs. Robert C. Dumont, Louis J. Bartolini, Thomas W. McAuliffe, Defendant "After hearing the parties and their witnesses, and upon consideration of all the evidence, the order of the Board of Selectmen is affirmed. Petition for Review is, hereby denied." Received from the Commonwealth of Massachusetts, First District Court of Eastern Worcester, Westborough, Mass. (re: dogs of Dr. Fields)

January 25 letter from Selectmen's attorney, Fred B. Williams, in this matter returning various papers in the above case.

January 25 letter from Joel P. Greene, Dr. Fields' attorney, in this dog case stating that he has received the decision of the First District Court of Eastern Worcester in the Fields case and that she will comply with the order of the Board immediately.

January 26 letter from Town Counsel Brewin enclosing copies of Return of Respondents to Petition for Writ of Certiorari, together with Respondents Demurrer regarding Rona M. Fields vs. Philip B. Mauch, et al Board of Health (re: horse of Dr. Fields).

January 21 letter received from Marlborough-Westborough Community Mental Health Clinic stating that for fiscal 1975, the Clinic will ask the Southborough Board of Health for \$13,304.00 to underwrite Clinic services provided to Southborough residents.

January 23 letter from Herbert C. Geele, Superintendent of Schools, re: Mental Health Program, notifying the Selectmen that Southborough has in its 1974-75 school budget one hour per week consultancy time in the amount of \$1,365.00 and the Northborough-Southborough Regional School District has two hours per week consultancy time in the amount of \$928.20; the breakdown total being \$2,293.20 which should be subtracted from the town's assessment.

January 17 letter from the State Department of Public Works re: Chapter 636 of the Acts of 1971 directing the DPW to accept the transfer of all vehicular bridges carrying public ways over the tracks of rights-of-way of railroads within the Commonwealth. The following bridge of the Penn Central Railroad in Southborough has been transferred to the Department of Public Works, "Main St. Mass. DPW Bridge #S-20-14 R.R. Bridge #28.02." This matter should be included in the Warrant of the forthcoming Annual Town Meeting and the executed instruments are to be mailed to the Boston DPW for its approval. Copies of this material are to be sent to the Town Counsel, Administrative Assistant, and Highway Superintendent asking John Boland to obtain Mass. D.P.W. numbers and railroad bridge numbers of all railroad bridges affected by this.

January 24 letter from Brenda Grant resigning from the Town Office Building Study Committee as she is moving to Atlanta.

January 9 letter from State DPW, Boston approving as of 11/7/73 work done by the Selectmen re: Chapter 90 Contract dated 8/9/72 #27144, and November 7, 1973 contract #27889. Copies given to Highway Superintendent Boland.

Noted by the Board: (cont.)

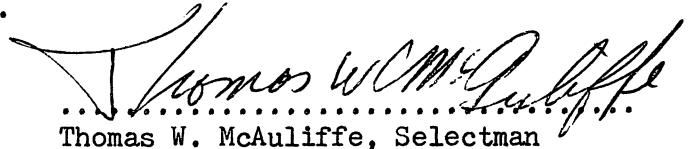
1/23/74 memo from Police Chief Mattioli stating he believed several warning signs could be erected north of Toll Road but that the Thickly Settled Rules will have to be checked by a Registry man before any more recommendations can be made. (re: 1/8/74 letter from A. L. Cannon, 93 Woodland Rd. asking for signs in this area).

Tenth Account of New England Merchants National Bank as Trustee under the will (Clause 11) of Waldo B. Fay.

January 28 letter from J. K. Murphy, Veterans Agent, informing the Board that he will be on vacation from February 4 to February 11 but that his office will be open as usual.

Copy of letter dated 1/25 from Fire Chief Brock to Mr. Louis J. Bertonazzi owner of property located at 77 School Street. If Mr. Bertonazzi has ceased to operate this property as a dealership and is not selling gasoline, certain actions must be taken by him. Several alternatives were listed.

VOTED: 11:20 p.m. to adjourn the meeting.


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Thomas W. McAuliffe, Selectman

TMCA/mrp

MINUTES OF MEETING
BOARD OF SELECTMEN

February 5, 1974

7:30 p.m. Present: Chairman Robert C. Dumont, Selectmen Louis J. Bartolini and Thomas W. McAuliffe, Administrative Assistant John A. Lundblad and members of the press.

Selectman Bartolini drew two jurors for Traverse Jury Duty in March: (1) John H. Freeman, 15 Maplecrest Drive (2) Donald F. Dillman, 5 Strawberry Hill Road. Present were Paul J. Berry, Town Clerk and Deputy Sheriff Joseph Mininsky.

8:00 p.m. Meeting with Robert P. Winterhalter, owner of Big W Trans. Co. who requested a License to operate a bus through additional streets in Southborough as the New England Telephone Company asked them to provide bus service for their employees to the New Learning Center in Marlboro.

A motion was made by Selectman McAuliffe, seconded and unanimously

VOTED: to grant a license to Robert P. Winterhalter, d/b/a Big W Trans to operate motor vehicles for the carriage of passengers for hire over the following routes in the Town of Southborough:

- a. On Boston-Worcester Turnpike from the Framingham Town Line to Central Street.
- b. On Boston Road from the Framingham Town Line to Framingham Road.
- c. On Firmin Avenue from Boston Road to Boston-Worcester Turnpike.

Mr. Winterhalter stated that he plans to petition the Department of Public Utilities for the granting of a permanent franchise for the operation of this service.

A motion was made, seconded and unanimously

VOTED: to grant a one-day License to Southboro Youth Hockey Boosters Association for the sale of wines and malt beverages to be drunk on the premises located at the Reinke Building, Middle Road from the hours of 8:00 p.m. to 1:00 a.m. on Saturday, March 16, 1974. License to be sent to Edward H. Bartlett, 26 Walnut Drive, Fayville.

8:30 p.m. Meeting with Southborough gas station dealers to discuss Governor Sargent's proposal for voluntary gasoline distribution (called Oregon Plan). Present were: Southboro American, Turnpike Exxon, Southboro Exxon, Cookman's Exxon, John Rabeni (school bus driver), David Maguire, Southboro Gulf, Southboro Chevron, Rt. 9 Mobile, Ted's of Fayville, Texaco, Newton St. Garage.

Letter is to go to Mr. Stanley I. Bornstein, P. E., CE Maguire, Inc., Waltham, thanking him for expressing his interest in Southboro's solid waste program. To date, Southborough is not yet prepared to consider contracting with consultants.

Letter is to go to Francis R. Pessini, 10 Pine Hill Road, in response to his written complaint dated January 28. Two investigations were undertaken to determine whether or not a zoning violation exists at 5 Clemmons Street due to the repair of automobiles at that address. Neither the Building Inspector nor the Police Department could locate any unregistered motor vehicles or "unsightly pile of damaged automobile parts" in Mr. Marcello's back yard. On the basis of these investigations, no violations of the Town's zoning by-laws exist at this time.

Treasury Warrant #72 was signed by the Board of Selectmen in the amount of \$91,125.84.

Board noted the following:

February 2 letter of complaint from Dr. Rona M. Fields, 82 Framingham Road, concerning the "noise and other nuisances committed by Hoss family, 84 Framingham Road". Southboro Police Department complaint sheet dated 1/25/74 4:10 p.m. investigation of complaint of dog barking. Complaint was from Rona Fields re 84 Framingham Road. Owner of dog at 84 Framingham Road was advised of this complaint.

Industrial Development Commission minutes of meeting of January 28, 1974.

Building Inspector's Report for January, 1974.

February 4 letter from Police Chief Mattioli designating Sgt. William J. Colleary as the Officer in Charge of the Southborough Police Department during his absence on sick leave, in accordance with the Rules and Regulations of the Department. Selectmen endorsed Chief Mattioli's designation.

Department of Public Utilities Notice dated 1/30/74 regarding an investigation by the DPU on the rates and energy surcharge by Massachusetts Electric Company. Hearing is to be March 4 at 2:00 p.m. in Boston.

10:40 p.m. VOTED: to go into Executive Session to discuss personalities.

11:15 p.m. VOTED: to adjourn the meeting.


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John A. Lundbland, Administrative Assistant

JAL/mp

MINUTES OF MEETING
BOARD OF SELECTMEN

February 12, 1974

7:30 p.m. Present: Chairman Robert C. Dumont, Selectmen Louis J. Bartolini and Thomas W. McAuliffe, Administrative Assistant John A. Lundblad, Town Counsel Brewin and members of the press.

Board of Selectmen signed Treasury Warrant #73 in the amount of \$31,130.82 and Treasury Warrant #74 in the amount of \$9.13 (Revenue Sharing Funds).

A motion was made, seconded and unanimously

VOTED: to accept February 12 letter from Crown Chrysler-Plymouth, Inc. rescinding their \$6,800.00 bid for two 1974 Plymouth Satellite station wagon Police cruisers due to the fact that a Satellite model is not available with a police package.

A motion was made, seconded and unanimously

VOTED: to continue the Police Cruiser bids under advisement.

A letter is to go to the Advisory Committee asking to meet with them on Monday, February 25 to discuss the Police Cruiser matter, the town insurance study and the Selectmen's budgets.

8:00 p.m. Southborough Housing Authority met briefly with the Selectmen and submitted a letter stating that in accordance with the provisions of Chapter 41, Section 1 of the General Laws, the Housing Authority requests an early meeting with the Selectmen to elect a new member to fill the vacancy created by the untimely death of Ulderic Hurley. Present were: Donald R. Banks, Chairman, David E. Taylor, Sr., Ronald P. Daniels and Dorothy J. Banks, Southborough Housing Authority.

An appointment is scheduled for February 19, 1974 at 9:00 p.m.

9:00 p.m. Board of Water Commissioners met with the Selectmen and discussed six warrant articles they are submitting for the May town meeting.

A letter is to go to the Worcester County Commissioners, Worcester asking for more details regarding the Supplemental #2 County Tax Warrant, a copy of which was sent to the Selectmen in the Commissioners' February 4 letter.

A letter is to go to John O'Toole, Engineering Department, County Court House, Worcester, asking for consideration on the feasibility of County assistance in surveying Valade Court from Southville Road. A study brought out the fact that the property at 178 Southville Road (owned by Stephen Doran) lies on the right-of-way for Valade Court.

Board noted 2/1/74 letter from Southborough Historical Commission recommending Mrs. John R. McCarthy of the Historical Commission to replace the late Ulderic F. Hurley as the Commission's representative on the Town Flag and Seal Committee.

VOTED: to appoint Lois McCarthy as a member of the ad hoc Committee to Study Possible Changes in the Town Seal and To Adopt a Town Flag to replace the late Ulderic F. Hurley as the Historical Commission's representative. Mrs. McCarthy and Town Clerk are to be so notified of this appointment.

Board noted the following:

February 12 letter from Southborough Police Department stating that Inspector Philip Kittredge, Registry of Motor Vehicles, Marlboro and Sgt. William Colleary checked the Woodland Road problem and recommended that "THICKLY SETTLED" signs be posted at either end of the area between 98 Woodland Road and the American Gas Station at the corner of Woodland Road and Cordaville Road. Also it is recommended that a "BAD CURVE AHEAD" sign be posted just north of 98 Woodland Road.

Zoning Board of Appeals Decisions: re: James E. Malcomb, Denied his petition to construct a 2-car garage at 14 Valley Road. re: Mamma Marie's Restaurant- petition was granted to construct a parking lot on property opposite the restaurant.

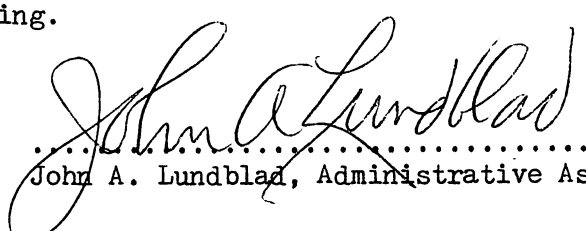
From Paul J. McCarthy, Hatch Act Notice of Intent plus the fee re: property located at 10 River Street.

Chairman Dumont announced that he will not seek a third term on the Board of Selectmen.

Letter is to go to Mr. Edward J. King, Executive Director, Massport, Boston regarding Boston-Western Corridor High Speed Transportation Market Feasibility Study meeting held on February 13. Selectmen were unable to attend this meeting but would appreciate Mr. King's comments on precisely what relationship exists between the monorail proposal and the super airport proposal or what relationship could exist in the near future.

10:10 p.m. VOTED: to go into Executive Session with Administrative Assistant and Town Counsel to discuss personalities.

10:40 p.m. VOTED: to adjourn the meeting.


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John A. Lundblad, Administrative Assistant

JAL/mrp

MINUTES OF MEETING
BOARD OF SELECTMEN

February 19, 1974

7:30 p.m. Present: Chairman Robert C. Dumont and Selectmen Louis J. Bartolini and Thomas W. McAuliffe, Administrative Assistant John A. Lundblad, and members of the press.

7:30 p.m. VOTED: to go into executive session with Town Accountant, Fred L. Baker, Sr. to discuss personalities.

8:00 p.m. Hearing on Petition for Joint Locations--Existing Poles of New England Telephone and Massachusetts Electric Co. re:

Acre Bridge Road - beginning at a point which is approximately 155 feet south of the Marlboro-Southboro Town Line and continuing southerly, 22 poles.

Present: Wesley Wallace of New England Telephone Co.

A motion was made, seconded and unanimously

VOTED: to recess this Hearing since a representative of Massachusetts Electric was not present and the fact that this proposal calls for taller poles to carry street lights and carry future cables.

Mr. Wallace of New England Telephone is to check out this matter with Mr. Quinn of Massachusetts Electric and report back to the Board of Selectmen.

8:30 p.m. Meeting with local gas station dealers. Present were: Jim Cookman of Exxon on Route 9, Peter Aspesi of Ted's of Fayville on Park Street, Ralph Locke's Gulf on Main Street and Sam Sakharia of Route 9 Mobile. Discussion was regarding how the "Oregon Plan" is working regarding the gasoline situation. Two letters of complaint were read aloud.

9:20 p.m. Meeting with the Southborough Housing Authority to fill the vacancy caused by the death of Ulderic F. Hurley.

VOTED: unanimously by the Board of Selectmen and the Housing Authority Mr. John G. Kilpatrick, 4 Flagg Road, to fill the vacancy caused by the death of Ulderic F. Hurley. Mr. Kilpatrick's term runs to May, 1974. Mr. Kilpatrick and Town Clerk to be so notified.

Copy of this vote to be sent to Donald R. Banks, Chairman of the Southborough Housing Authority.

Letter is to go to Bruce Crawford, 21 Strawberry Hill Road regarding his suggestion of limiting the life of unexercised zoning variances. The Board decided that such a restriction is unnecessary and generally not in keeping with the spirit of the zoning by-laws. Copy of this letter is to go to the Zoning Board of Appeals.

Re: School Committee Fiscal Autonomy. Selectmen stated they are opposed to removing the fiscal autonomy for local school committees. This statement was sent to Representative William G. Robinson, Boston in answer to his questionnaire on same.

VOTED: to approve the application of Gayle Nittler, 10 Summit Road for incorporation under the name of Women's Health Project, Inc. location to be in Framingham. Application to be sent to the Secretary of the Commonwealth along with statement by the Southborough Police Department that no record can be found on this subject.

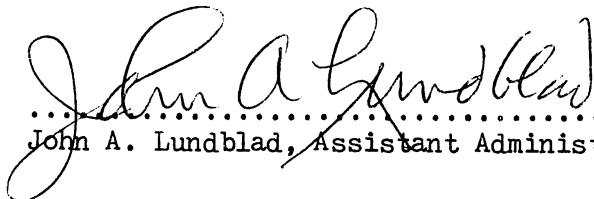
Board of Selectmen signed Treasury Warrant #75 in the amount of \$64,526.85.
Board of Selectmen signed Treasury Warrant #76 in the amount of \$8.13. (Revenue Sharing Funds).

Board noted the following:

Decisions from the Zoning Board of Appeals re: (1) Ray B. and Eleanor Davis were GRANTED permission to use property on 60 and 61 Break Neck Hill Road for business purposes, and (2) variance was granted to Joseph and Ursula Mauro, Southborough Housing Authority re: property located at 37 Boston Rd.

February 12 letter (copy of) from Evelyn Littlefield, 1 White Bagley Road to the Southborough Housing Authority regarding the plans for the proposed housing for the elderly and the plans for the disposal of the surface water.

10:30 p.m. VOTED: to adjourn the meeting.


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John A. Lundblad, Assistant Administrator

JAL/mrp

MINUTES OF MEETING
BOARD OF SELECTMEN

February 26, 1974

7:30 p.m. Present: Chairman Robert C. Dumont, Selectmen Louis J. Bartolini and Thomas W. McAuliffe, Administrative Assistant John A. Lundblad and members of the press.

8:00 p.m. Public Hearing on the application of Hendries Refrigerated Storage Center to store in tanks underground 15,00 gallons of gasoline on property located at 1 Harvest Lane (off Willow Street), nearest cross street: Boston Road. Chairman Dumont read aloud advertisement as it appeared in the Worcester Evening Gazette of February 14, 1974. Mr. John Messier, President represented Hendries. Mr. Messier presented to the Selectmen Certified Receipts showing abutters had been properly notified and also presented a plan showing the approximate location of the new gasoline storage tank. Three abutters were present, including Steven Fantony and Mrs. Natalie Fantony.

VOTED: to recess this Hearing until March 5 at 8:00 p.m. pending receipt of a detailed schematic plan showing exact location of the gasoline storage tank.

8:30 p.m. Mrs. Lois McCarthy of the Historical Commission presented a petition (listing 80 names) to create a new historic district study committee.

VOTED: to take this petition under advisement and will consider it for a future meeting within a week or two.

9:00 p.m. Mrs. Wendy Moldow, 13 Ward Road presented to the Selectmen a proposal to create a Consumers Commission. Also present supporting this matter, were Mrs. Eleanor Burke and Mrs. Edna McGillicuddy. Selectmen asked this group to draw up a specific job description for the committee. The Board would like to look further into the enabling legislation, especially a commission's investigatory powers. Selectmen will meet again with this group within the next two weeks.

9:30 p.m. Public Hearing on the application of Ronald H. Campbell to store in tanks underground 4,000 gallons of diesel fuel on property located at 251 Cordaville Road (nearest cross street: Woodland Road). Chairman Dumont read aloud advertisement as it appeared in the Worcester Evening Gazette of February 15, 1974. Mr. Campbell presented to the Selectmen Certified Receipts proving that abutters had been properly notified. Mr. Campbell presented a plan showing where he proposed to store the diesel fuel. Abutters present were: Mr. & Mrs. Edward Lambert of Richards Road.

VOTED: to recess this Hearing until March 5 at 8:15 p.m. as a more detailed plan is needed showing exact location of the storage tank.

Board noted approval of the Advisory Committee for \$410.32 to the Transferred From the Reserve Fund to Article 28 A.T.M. 1973 Police Cruisers. This money was needed in order to accept lowest bid received for two 1974 Police Cruisers.

Selectman Bartolini made a motion which was seconded and unanimously

VOTED: to accept January 22, 1974 bid of Framingham Auto Sales, Inc., 1199 Worcester Road, Framingham, for two 1974 Ranch Wagons to be used as police cruisers, for a total of \$8,014.00.

Letter is to go to Framingham Auto Sales, Inc. stating that the Selectmen had voted to award them the bid as per their letter of January 22, 1974.

Selectman Bartolini made a motion which was seconded and unanimously

VOTED: to appoint Everett W. Stephens, 1 Sears Road, as as a member of the Town Office Building Study Committee (Article 54 A.T.M. March 1973) to fill the vacancy caused by the resignation of Brenda W. Grant.

Letter is to go to Mr. Stephens informing him of the above vote. Copy is to go to Paul J. Berry, Town Clerk and to the Chairmen of this Committee, Mr. Stanley Wright and Mr. John McCarthy.

Letter is to go to Mr. Wesley E. Wallace, Right-of-Way Agent, New England Telephone Co., Fitchburg expressing dismay upon learning that New England Telephone Co. had acted unilaterally to implement the plan to replace the poles on Acre Bridge Road without the express approval of the Board of Selectmen. (The 2/19/74 hearing on this matter was recessed). Copy of this letter is to go to Mr. James Byrne, Mr. Wallace's supervisor at New England Telephone Co., Fitchburg.

VOTED: to sign Zoning By-Law Permits for:

- (1) B & B Realty Trust, John Bartolini, to build a single dwelling at 9 Foley Drive (Lot 18) and,
- (2) B & B Realty Trust, John Bartolini, to build a single dwelling at 11 Foley Drive (Lot 17).

Board of Selectmen signed Treasury Warrant #77 in the amount of \$47,563.07.

Letter is to go to Mr. Vildo Marcello, 5 Clemmons Street regarding a problem he is having with his neighbor. Administrative Assistant would like to discuss this problem with Mr. Marcello before setting a hearing date.

Memo is to go to Charles Hamel, Dog Officer, asking for a statistical summary of his year's activity in 1973 as the Board is seriously considering the expansion of the Dog Officer position.

Letter is to go to the Conservation Commission regarding the icing condition problem on Route 9 just east of the health club in the eastbound lane. Copy of this letter is to go to the Highway Department and the DPW, Worcester.

Noted by the Board:

Copy of 2/21/74 letter from State Division of Waterways to Paul J. McCarthy stating they acknowledged receipt of Notice of Intent (Hatch Act) re: the constructing of a building on 10 River Street, Southborough.

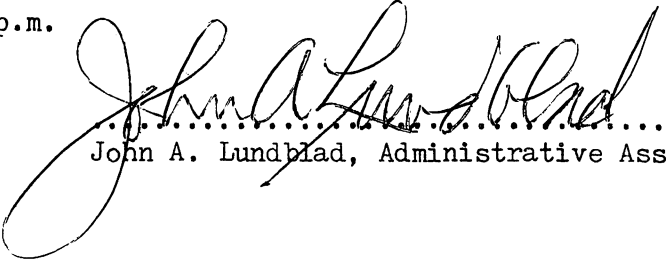
Noted by the Board: (cont.)

2/22 letter from Massport stating that there is no connection between the "somewhat abandoned second airport and the monorail" which is being proposed to connect the cities of Springfield and Worcester with the City of Boston.

Copy of 2/19 letter from John R. Mahoney to Town Clerk Paul Berry submitting his resignation from the Industrial Development Commission effective 2/19/74, due to the fact that he has been recently appointed to the Southborough Advisory Committee.

Memorandum re: Manpower Training Programs Monthly Status Report for the month of January.

VOTED: to adjourn the meeting at 11:25 p.m.


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John A. Lundblad, Administrative Assistant

JAL/mrp

MINUTES OF MEETING
BOARD OF SELECTMEN

March 5, 1974

7:30 p.m. Present: Chairman Robert C. Dumont, Selectmen Louis J. Bartolini and Thomas W. McAuliffe, Administrative Assistant John A. Lundblad, and members of the press. Town Counsel Brewin was also present.

7:30 p.m. It was unanimously VOTED: to go into Executive Session with Walter
to White to discuss personalities.

7:50 p.m.

8:00 p.m. Reopening of Hearing on the application of Hendries Refrigerated Storage Center to store underground in tanks 15,000 gallons of gasoline at 1 Harvest Lane off Willow Street (nearest cross street Boston Road). The Board noted the receipt of a more detailed plan showing specific location of the storage tanks, and approve of same.

Motion was made, seconded and unanimously

VOTED: to grant a gasoline license to Hendries Refrigerated Storage Center to store underground in tanks 15,000 gallons of gasoline at 1 Harvest Lane.

8:15 p.m. Reopening of Hearing on the application of Ronald H. Campbell to store underground in tanks 4,000 gallons of diesel fuel at 251 Cordaville Road (nearest cross street: Woodland Road). The Board noted receipt of a more detailed plan showing specific location of the storage tank and approved of same.

Motion was made, seconded and unanimously

VOTED: to grant a gasoline license to Ronald H. Campbell, 251 Cordaville Road, to store underground in tanks 4,000 gallons of diesel fuel.

Letter is to go to Paul Berry, Town Clerk, informing him that the Selectmen granted two gasoline storage licenses (1) Hendries Refrigerated Storage Center and (2) Ronald H. Campbell.

8:30 p.m. VOTED: to go into Executive Session to discuss personalities and
to finances of the Town of Southborough with the Personnel Board.

9:45 p.m.

9:45 p.m. Meeting with Advisory Committee to discuss Election and Registration
to budget and the Legal Department budget.

11:30 p.m.

Board of Selectmen signed Treasury Warrant #78 in the amount of \$91,608.05.

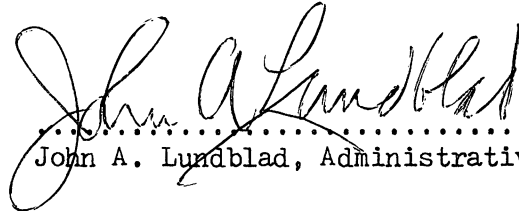
Board noted February 25 letter from Mr. Eugene R. Silva stating that he would like to open a business at 72 Marlboro Road (owned by David Pond) to sell retail shrubs (nursery stock) and supplies for home gardening use, plus seasonal outdoor plants and house plants. Letter is to go to Mr. David N. Pond asking him to bring before the Board certification of the business conducted in the past on his property, located on the corner of Sears Road and Marlboro Road. When this is received, the Board will take the proper action.

Board noted February 28 letter from Mr. & Mrs. Keith Corkum of Baker Pond Road, Dudley, Mass. expressing a desire to purchase property at 122 Marlboro Road for the purpose of establishing a Montessori Nursery School. They would like a ruling on whether or not this would be possible at this location. Letter is to go to Mr. & Mrs. Corkum stating that they will have to go before the Zoning Board of Appeals (see Southborough's Zoning By-Laws, Section IV, 2 (b) regarding permitted uses in Residence A and B Districts). The Board also suggested that the Board of Health be contacted as there has been a history of existing problems with this property which should be thoroughly explored before any hearings with the ZBA are undertaken. Copy of this letter is to go to the Zoning Board of Appeals and the Southborough Board of Health.

VOTED: To grant two Zoning By-Law Permits:

- (1) to James P. Murphy, Jr. to build a single residence at 12 Bantry Road (Lot 130) (Fiddler's Green Subdivision).
- (2) to B & B Realty Trust, John Bartolini, to build a single dwelling at 7 Peggy Drive (Lot 19, Birchwood II Subdivision).

11:40 p.m. VOTED: to adjourn the meeting.


.....
John A. Lundblad, Administrative Assistant

mrp

Letter is to go to the Federal Energy Office, Boston regarding gasoline contracts, bidding, etc.

MINUTES OF MEETING
BOARD OF SELECTMEN

March 12, 1974

7:30 p.m. Present: Chairman Robert C. Dumont, Selectmen Louis J. Bartolini and Thomas W. McAuliffe, Administrative Assistant John A. Lundblad, Town Counsel William F. Brewin, representative of the League of Women Voters and members of the press.

8:00 p.m. Public Hearing on the application of Data General Corporation for a license to store aboveground 5,500 gallons of Class A solvents and underground 20,000 gallons fuel oil and 100,000 gallons of gasoline at 366 Turnpike Road (nearest cross street: Washington St.). Chairman Dumont read aloud advertisement as it appeared in the Worcester Evening Gazette of February 26, 1974.

Present for Data General Corporation were: Leonard Doyle of Service Station Maintenance Corp. Worcester, John Ganick, Counsel for Data General and John Mortellite, Facilities Manager.

Data General presented to the Selectmen Certified Receipts proving that abutters had been properly notified. Plan showing exact location of the proposed storage tanks were presented to the Selectmen. Selectman Bartolini expressed concern regarding the size of the request. Mr. Mortellite discussed Data General's needs with the Selectmen.

Selectman Bartolini made a motion, which was seconded and

VOTED: (in favor by Selectmen Bartolini and Dumont) to grant a gasoline storage license to Data General, 366 Turnpike Road, to store underground 20,000 gallons of fuel oil and 100,000 gallons of gasoline; aboveground 5,500 gallons of Class A Solvents. The Class A Solvents are to be subject to the restrictions of the Fire Department. If the restrictions are met by Data General, they will have clearance to install the inground vault. Data General has to meet all the criteria of the Fire Department. This license supersedes any and all previous licenses. This license is to be signed conditionally upon receiving substantiating data within one week to be reviewed by the Board of Selectmen.

Selectman McAuliffe did not vote due to the fact that he had to attend another meeting in the Town Hall from 8:00 p.m. to 8:30 p.m.

8:30 p.m. Public Hearing under Chapter 138, Section 23 of the General Laws on the matter of a complaint received by the Board of Selectmen that alcoholic beverages were sold to youths under age 18, occurring in the business establishment of Southboro Drug, C. Charles Margaritis, Owner, on March 2, 1974.

(see attached sheets)

9:20 p.m. John Boland met with the Board of Selectmen to discuss the subject to of transfer station. Five proposals were received regarding an
9:35 p.m. engineering study comparing the transfer station process with the landfill system.

Those bids were:	A. D. Little	\$10,000
	Anderson-Nichols	5,000
	Metcalf-Eddy	7,000 (not to exceed)
	Robert Charles	3,500
	S.E.A. Consultants	5,000

All are capable, reputable firms willing to carry out the study within the required time.

9:35 p.m. Meeting with Wesley Wallace & James Byrne, New England Telephone Company to discuss Acre Bridge Road pole matter.

Motion was made by Selectman Bartolini, seconded and unanimously

VOTED: to nominate Sereno W. Johnson, 120 Northboro Road, as Inspector of Animals. Letter is to go to Commonwealth of Mass., Department of Agriculture, Division of Animal Health, 100 Cambridge St, Boston, enclosing Nomination paper signed by the Board of Selectmen. Copy to go to Southborough Board of Health.

Motion was made, seconded and unanimously

VOTED: that the Board of Selectmen accept the Rules and Regulations of the Pedestrian Regulations, as amended, as authorized by Chapter 90, Section 18A of the General Laws.

Letter is to go to DPW, Boston, c/o Mr. L. T. Perkins, Traffic Engineer, enclosing the signed Pedestrian Rules and Regulations plus a certified copy of the March 25, 1970 session of the Adjourned Annual Town Meeting accepting the provisions of Chapter 90, Section 18A of the Enablement Legislation. This is in regard to the installment of the traffic control signals for Route 85 and Route 30. Copies of these documents are also to go to Highway Superintendent Boland, Police Department and the Town Clerk.

Letters are to go to Mr. Wesley E. Wallace, New England Telephone Company and Mr. James Quinn, Massachusetts Electric asking them to attend a meeting with the Board of Selectmen at 8:30 p.m. on Tuesday, March 26, 1974 to discuss the joint Massachusetts Electric/New England Telephone project on Acre Bridge Road and a general review of the communication process between the public utilities and the Town of Southborough.

Selectmen signed Treasury Warrant #79 in the amount of \$215,660.29.

Letter is to go to Lois McCarthy asking the Historical Commission to attend a meeting with the Board of Selectmen at 9:30 p.m. Tuesday, March 26 to discuss the replacement of the late Ulderic F. Hurley on the Historical Commission and also to discuss a petition she presented a few weeks ago regarding the subject of the creation of a new historic district study committee.

Letter is to go to Mr. Carlton Jackman, 189 Cordaville Road, stating if he would like town assistance in removing the stone wall which runs along the edge of his property line and the shoulder of Cordaville Road, he should present a written request to the Board of Selectmen but first seek the cooperation of his abutter, Mr. Lamy.

VOTED: to issue a Zoning By-Law Permit to Richard E. LeDuc to build a single residence at 107 Middle Road (lot 3).

Letter is to go to Mr. & Mrs. Richard C. Brownly, Shrewsbury in response to their letter of 3/10/74 stating they have purchased property on Fisher Road and would like to build a house but that the lot does not conform to the dimension required by the zoning laws. The Board of Selectmen suggested this matter should be considered by the Zoning Board of Appeals. Copy of this letter and a copy of the Brownlys letter is to be sent to the Zoning Board of Appeals.

Letter is to go to Charles F. Hamel regarding his request for changing the use of his building at 224 Boston Road, which was formerly occupied by Bay State Arms Co. The Selectmen consider that such a use, as stated by Mr. Hamel in his March 7 letter, is permissible but that a special permit must be obtained from the Zoning Board of Appeals. The Selectmen suggested that the Board of Health be consulted and the Town Clerk should be consulted concerning the transfer of other permits or licenses. (Mr. Hamel wants to use this building for a kennel).

Letter is to go to Herbert L. Cobb, Chairman of the Southborough School Committee, seeking the cooperation of the School Committee in assisting the town to avert an emergency situation at our land fill on Parkerville Road. The only alternative to solve the problem seems to be to land fill the 1.5 acre parcel of school property adjacent to the land fill. Selectmen eagerly await the School Committee's decision with regard to this matter. Copy of this letter is to go to John Boland, Highway Superintendent.

Memo is to go to Conservation Commission c/o Bruce Ey, Chairman, enclosing summaries of a number of new state laws enacted at 1973 session of the General Court.

Memo is to go to Judy Swartwood, Town Office Building Study Committee, enclosing a summary of Chapter 1155 of the Acts of 1973 dealing with further regulation of the Massachusetts Historical Commission.

Board noted the following:

Copy of 3/12/74 letter from Walter Eremich to Town Clerk submitting his resignation as a member and Chairman of the Advisory Committee effective 3/8/74.

Notice of Zoning Board of Appeals Hearings to be held on March 25

(1) 7:30 p.m. Harry A. & Georgette M. Prosperi want a variance to add a roof over an existing patio at 7 Winchester St.

(2) 8:00 p.m. Clifford J. Glynn wants a variance to build a single house on Lot a, Bigelow Road because the property lacks the necessary frontage.

March 5 letter from Everett W. Stephens, 1 Sears Road, declining the appointment to the Town Office Building Study Committee.

March 6 letter from Lois McCarthy reporting on meeting of 3/5/74 meeting of the Town Seal and Flag Committee.

March 12 letter from the Southborough Rod and Gun Club, Inc. stating it would like to initiate a program to clean up the debris along the Sudbury River.

Copy of 3/11/74 letter from Frederick A. Busconi, Moderator appointing Jeanne M. Duggan, 14 General Henry Knox Road, as a member of the Advisory Committee replacing Walter Emerich.

Copy of March 8 letter from Roderick MacNeill to Police Chief Mattioli resigning

Noted by the Board (cont.):

from the position of Civilian Dispatcher effective in two weeks.

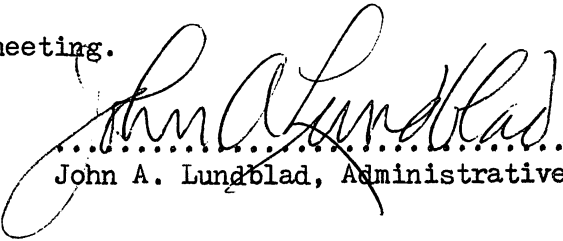
February 4 (copy) of letter from Frederick Busconi resigning as alternate member of the Board of Appeals effective immediately.

Copy of 2/13/74 letter from Frederick A. Busconi, Moderator appointing John R. Mahoney as a member of the Advisory Committee replacing Henry Welch, Jr. whose term expires in 1976.

2/26/74 letter from John C. O'Toole, County Engineer, Worcester County Engineering Department stating they would be happy to assist, in any way, if possible, with a survey of Southville Road (re: right-of-way problem at Valade Court).

Copy of February 27 letter from Southborough Board of Health to Commonwealth Gas Company stating they issued a conditional occupancy permit to Commonwealth Gas on 2/1/74 and discussed application for food service and milk and cream licenses.

11:37 p.m. VOTED: to adjourn the meeting.


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John A. Lundblad, Administrative Assistant

JAL/mrp

Present: Selectmen Robert C. Dumont, Louis J. Bartolini, Thomas W. McAuliffe, Town Counsel William F. Brewin, Administrative Assistant John A. Lundblad, Attorney Frederick A. Busconi, C. Charles Margaritis, Officer Henry Pietrasiak and Officer William Gray.

8:30 p.m. Chairman Robert C. Dumont: We are holding a hearing beginning at 8:30 p.m. regarding a complaint of the sale of alcoholic beverages to youths under age 18. The notice was given by this office to Mr. C. Charles Margaritis, Southboro Drug, Southborough, dated March 6 in connection with this. Mr. Margaritis is here and also the Police Officers involved in the matter and the present of an attorney might indicate he is also involved in this matter re: representing one of the individuals here. I will, therefore, call for a report from the Police Department regarding this alleged violation. Please state your name and rank.

Police Officer, Town of Southborough, Henry Pietrasiak: "On the second day of March, which was a Saturday afternoon, at 12 o'clock I was called to go downtown by the Sergeant on the desk specifying the fact that there was probably a transfer of narcotics. I picked up Officer Gray and proceeded down to the center of Town and I observed Officer Connors, a Police Officer of the Town of Southborough, in civilian clothes at the doorway of the Southborough Spa. At this point he was questioning three young fellows and I observed one of the young fellows pull out, which I have evidence here, a pint of alcohol. At this point I emerged from the cruiser. Officer Gray emerged from the cruiser and we took the three individuals, young boys, over to the cruiser which was parked about 30 feet from the driveway--from the doorway. We questioned the three juveniles, they were juveniles. In inquiring, we got their names and a couple of them were out-of-state and they are residents of St. Mark's and they are going to St. Mark's school. I have their names here. Upon questioning them, myself and Officer Connors, we found that they had purchased - one individual had purchased 3 pints of alcoholic beverages over at the Southboro Drug. We questioned as to who it was and he said it was sold to him by the attendant there Paul Taylor. I asked him if he, Paul Taylor, asked for any credentials. He said no, he just gave them. That was the extent of that conversation. I proceeded to take more information while Officer Connors went over to the drugstore with the preliminaries of identification and we - I took the three boys down to St. Mark's School before the Supervisor Mr. Hall. The conversation went into the legal aspect of prosecuting these youngsters for being juveniles. Mr. Hall said that automatically they were going to be placed on suspension. I told him it was up to the Shift Sergeant as to the prosecution on my part or would that be enough where they would be suspended from school. That was the extent of my report. I have the three bottles here.

Selectman Bartolini: What were their ages?

Officer Pietrasiak: 14, 15 and 16.

Chairman Dumont: Mr. Busconi, are you representing Mr. Margaritis?

Frederick A. Busconi: Yes, Mr. Chairman. For the record I will state that my name is Frederick Busconi. I am an attorney out of 11 Beacon Street, Boston, Massachusetts and I represent Charles Margaritis, the owner of Southboro Drug. I have no questions of the officer.

Chairman Dumont: Is there any member of the Board who have any questions to ask the officer. Is there anything further you haven't submitted in this particular matter?

Officer Pietrasiak: Yes. I pursued my investigation by leaving the school and talking with the Superintendent and went over to see the owner of the Southboro Drug Store which is Charlie Margaritis and I asked him if he was aware of the incident and I met with Mr. Margaritis in his store, place of business, and I asked him if he was aware of what was happening and what did happen in the last hour or so. He said he only learned of it at a later time when Officer Connors came in there and told him what had happened. I further asked Mr. Margaritis was he working here continuously on Saturday. He said he worked about every second Saturday, but he was sure the store was in good hands. He wasn't aware of what happened. It would never have happened if the store wasn't busy which at that time Officer Connors was in the store at the time when this incident happened. He, Officer Connors, said the place was busy and that's about all.

Chairman Dumont: Did you ascertain that Paul Taylor was actually an employee of Southboro Drug?

Officer Pietrasiak: Yes.

Mr. Busconi: Mr. Chairman and members of the Selectmen, perhaps at this time it would be best if Charlie Margaritis told exactly what happened that day and what he recalls and what questions he asked of Paul Taylor and any conversation he had with Paul Taylor since that event.

C. Charles Margaritis: I really don't recall the boys coming in. I was busy filling a prescription. I noticed that Paul was over by the cash register waiting on customers. Officer Connors was there. In fact, I was getting something for him and I proceeded over there and waited on Officer Connors. The boy questioned here walked out just before me going over there to wait on Connors. Nothing was said about it. I didn't know that Paul even sold this boy any liquor then. I didn't see him reach up on the shelf or anything to get these bottles. The first knowledge that I had of it was when Officer Connors came back in and questioned Paul, not me. He wanted to know if Paul had sold this fella some liquor and Paul said, yes, and Officer Connors went out and that was it. I didn't even have time to find out what it was all about. So I asked Paul, I said, "What was all that about?" He said, "That boy just bought two half pints and a pint of liquor." So I said, "All right, was he old enough?" He said, "Yah." So I left it at that. The next thing I knew, I don't know what happened after that, I think I saw Hank after that. He questioned me more about it. I didn't see the actual transaction take place or anything like that. I was at the other end of the store, more or less. I further asked Paul, I said ".....these kids were 15 and 14, I think Hank said." He said, "The kid that bought the stuff showed me an I.D." I said, "What was it?" He said, "Well, I can't remember, but he said I know the age on it was all right." So, I just let it go at that. Paul is 21 years old. He has been working for me through 4 years of high school and four years of college and I think he is a pretty sensible young man and I could trust him. I am sure he knew what he was doing.

Mr. Busconi: Charlie, are you sure you asked Paul Taylor as to whether or not he was shown an I.D.?

Mr. Margaritis: I asked Paul if they were old enough and he said, "Yes" and then when Officer Pietrasiak told me how young they were I said Paul, "Did you ask for an I.D.?" and he said "Yes." It wasn't the same day. I think it was Sunday morning when we found out more about it. I have asked him numerous times since then. He told me that he was shown an I.D.

Mr. Busconi: Do you know whether or not there was one boy in your store that morning or were there three boys in your store?

Mr. Margaritis: No. When I went over to wait on Officer Connors, I am pretty sure there was only one boy there.

Mr. Busconi: Just one of the three boys went into the store?

Mr. Margaritis: Yes.

Mr. Busconi: Paul Taylor has worked for you for eight years?

Mr. Margaritis: Close to nine. Eight years, right.

Mr. Busconi: And he is a graduate of Algonquin High School?

Mr. Margaritis: He is graduating this year from Framingham State.

Mr. Busconi: That's what Mr. Margaritis knows of the incident.

Chairman Dumont: Is there any other information in connection with this incident which should come before the Board at this time?

Officer Pietrasiak: I might add that the juveniles were reprimanded and they have been from that day on until this day, there was no possibility of getting beer unless they came in with their parents, they are from out-of-state, but they were reprimanded on that same day.

John Lundblad: Mr. Chairman, according to St. Mark's, they are suspended until the 14th of April.

Selectman Bartolini: May I ask Charlie through Fred Busconi as Counsel, does your client want these boys present to testify.

Attorney Busconi: Very frankly, Mr. Selectman, I don't think it is necessary. If I were representing them I have my doubts as to whether or not anyone as legal counsel would want them here.

Selectman Bartolini: I will ask my Board, do you want Paul Taylor in to testify before we take this under advisement.

Chairman Dumont: I'll give you my response to that question which would be that if the crux of the situation is that there was identification that was offered and it was in fact theoretically acceptable, then the question of where the burden, it seems to me, that the violation falls, it might be pertinent to have Mr. Taylor at least make some comments and answer questions.

Attorney Busconi: If the Board feels it necessary it would be no problem at all to have Paul available to your inquiry if we set up another hearing. Perhaps we could do that now. I could have Paul readily available.

Chairman Dumont: We would like to prevent a continued Hearing.....

Selectman Bartolini: The only question I have -- I heard the Police Officer. I heard the owner of Southboro Drug. I haven't heard from the employee for me to make a conclusion. I need the employee's statement. Other than that, I have nothing else to request unless Fred, you have or Charlie have something to request of this and we can wrap it up the next time.

Attorney Busconi: No, if the Board wishes, in your sound judgment, to have Paul Taylor here, you can make inquiry.....

(Mr. Paul Taylor is being called by Mr. Busconi to appear before the Board this evening. The Board went into recess waiting Mr. Taylor's arrival, at 9:00 p.m.)

9:08 p.m. Mr. Paul Taylor arrived.

Chairman Dumont: We recessed this hearing briefly. The Board felt that it was appropriate for Mr. Taylor to be present. If I may, Mr. Busconi, direct this question getting into the essence of the reason we asked him to come to this hearing, or would you like to ask him to make a statement.

Attorney Busconi: Perhaps, I think it would be easier and put Mr. Taylor at ease if I inquire of him, Mr. Chairman.

Paul, I want you to state for the Board of Selectmen exactly what happened on March 2, 1974 at or about 12:15 while you were in the store at Southboro Drug. Will you tell these people exactly what happened.

Paul Taylor: All right. I was working. A kid came in. He was looking at the liquor selection that we had and he asked if he could have a bottle of gin to begin with. I asked him if he had an I.D. He showed me one. It had a picture on it. It had a birthdate. It said he was 18 years old. As far as I was concerned, that was enough for me. It could have been as phony as anything but he did produce identification and then I gave him the liquor. He purchased it and then he left.

Attorney Busconi: Was there only one young man there?

Paul Taylor: Only one person came into the store.

Attorney Busconi: Had you ever seen him in the store before?

Paul Taylor: Never.

Attorney Busconi: Is that exactly what happened to the best of your recollection?

Paul Taylor: That was it.

Selectman Bartolini: You say this man was never in there before, Paul?

Paul Taylor: I never recognized him. I have never seen him before. He might have come in at any time but I have never seen him.

Selectman Bartolini: How busy were you on Saturday afternoon, Paul?

Paul Taylor: When he came in?

Selectman Bartolini: Yes.

Paul Taylor: Not busy.

Selectman Bartolini: Did you take a good look at his I.D.?

Paul Taylor: I looked at the date and I looked at the picture. The picture coincided.

Selectman Bartolini: Did he look old enough to be 18 or a youngish looking kid that you would readily question? Did he look older than 18?

Paul Taylor: No.

Selectman Bartolini: You say he was never in the store before

(Couldn't hear the answer)

Selectman McAuliffe: You don't recall what type of identification it was but it did have his picture and it did have his age on it?

Paul Taylor: I just had his picture and his age.

Chairman Dumont: I think that does it, very quick and to the point but it was necessary for you to be here. We appreciate your coming down on such short notice. Any other information in connection with this hearing that should be brought before the Board?

Attorney Busconi: I would like to say one or two words as all lawyers are bound to do but I think everyone knows the reputation of Charlie Margaritis in the Town of Southborough, how honest, efficient and good an operation he runs. Surely, neither Charlie nor Paul would have done anything that would have countered any aspect of the law. Had they realized, they would have never ever would have sold liquor to any youngster especially in town where we have a school like St. Mark's. Obviously, St. Mark's is a good customer of Charlie's in a lot more ways than the selling of alcohol.

Town Counsel William F. Brewin: I would like to suggest, Mr. Chairman, I refer to the statutes- could be in view of the basis and the statements having been made, that while the young man could be found guilty for possession, where there is the issue whether there was a false representation of sale and delivery, and under the circumstances a conflict in that testimony might be ruled as to not to ask the young man down here to testify because that is a more serious offense.

Chairman Dumont: If there are no other comments, I do have one more question in terms of your particular license, Mr. Margaritis. You have a special kind of license in the sense. What is the amount of alcoholic beverages that you, in fact, sell, in the period of, let's say a year?

Charles Margaritis: I really can't say. It is just not for medicinal purposes only. A lot of people think so. I couldn't tell until I check my records. It could be easily done.

Chairman Dumont: Is it a large amount of business, do you sell a fair amount of alcoholic beverages?

Mr. Margaritis: I don't think so.

Selectman Bartolini: When you say, it isn't a large part of your business, it is kind of vague. Bigness is all determined by individuals. How much volume do you do down there?

Mr. Margaritis: I could tell because I just did the year-end inventory. I do it every year right after Christmas. I think I didn't have a thousand dollars worth of liquor for 1973 - at the end of 1973.

Selectman Bartolini: Left over, or, for the whole year?

Mr. Margaritis: Well, no. At that particular date when the inventory was taken. It doesn't vary much from year to year. I can show you the inventories.

Chairman Dumont: Any other comments? Hearing none, I will declare this Hearing closed. The Board will take the matter under advisement and will notify the parties in due course.

9:17 p.m. Hearing is closed.

Transcribed by:

Marjorie R. Putnam

Marjorie R. Putnam,
Clerk to the Board of Selectmen

MINUTES OF MEETING
BOARD OF SELECTMEN

March 19, 1974

7:30 p.m. Present: Chairman Robert C. Dumont, Selectmen Louis J. Bartolini and Thomas W. McAuliffe, Administrative Assistant John A. Lundblad, Town Counsel William F. Brewin and a member of the League of Women Voters. Members of the press were also present.

8:00 p.m. Public Hearing on the application of Susan H. Isaacs and Stanley MacNeill to store underground in tanks 275 gallons of gasoline at 15 Woodland Road (nearest cross street: Turnpike Road). Chairman Dumont read aloud advertisement as it appeared in the Worcester Evening Gazette on 3/4/74.

Present: Mr. Gerry W. Isaacs & Mr. Stanley MacNeill. No abutters were present. Mr. Isaacs presented to the Selectmen certified receipts proving that the abutters had been properly notified, and also a plan showing the exact location of the proposed storage tank. Mr. Isaacs explained why they need this gasoline storage license.

Selectman Bartolini made a motion which was seconded and unanimously

VOTED: to take the above application for a gasoline storage license under advisement in order to procure further information.

8:15 p.m. Meeting with Joseph E. Doucette of Southboro Texaco, 349 Turnpike Rd. to discuss his application for a Class II Used Car Dealer's license.

Motion was made, seconded and

VOTED: to take the above Class II application under advisement until the receipt of further information is presented to the Board of Selectmen.

8:30 p.m. Meeting with Dr. Loren Schechter, Director and William L. Zolli, Business Manager of Marlborough-Westborough Mental Health Clinic to discuss Southborough's share of their 1974-1975 budget. The Clinic is asking for \$15,465 -- \$8,572 for school services and \$6,893 for adult services. Mrs. Marjory Taylor, a Board member of the Clinic, was also present.

Selectman Bartolini made a motion which was seconded and unanimously

VOTED: to amend motion of March 12, 1974 regarding the granting of gasoline storage license to Data General Corporation by adding the following conditions:

- The gasoline supply shall be for company owned and/or leased vehicles only
- In the event the licensee should supply private vehicles of employees, the licensee shall obtain all permits, local, state, and federal, necessary to allow said distribution and/or sale to said employees.

Letter is to go to John Mortellite, Facilities Manager of Data General Corporation 366 Turnpike Road, stating that the Board of Selectmen, acting as the Town of Southborough's Licensing Authority, granted to Data General Corp. a license to store 5,500 gallons of Class A Solvents, 20,000 gallons of fuel oil and 100,000 gallons of gasoline underground at 366 Turnpike Road with the above conditions.

Data General was also reminded that a detailed plan shall be devised for the storage of the 5,500 gallons of Class A Solvents and such plan shall be approved by the Fire Chief of Southborough.

Selectman Bartolini made a motion which was seconded and

/-Selectman McAuliffe opposed)
VOTED: (two to one) that the Board of Selectmen at this time should not sponsor any Article for a full-time dog officer but should make an evaluation study on this matter, that the dog officer should sponsor the Article at the 1974 Annual Town Meeting.

Letter is to go to Thomas P. Wolfe expressing regret upon learning of his resignation from the Planning Board.

Letter is to go to Walter Eremich expressing regret upon learning of his resignation from the Advisory Committee.

Letter is to go to the Personnel Board setting Administrative Assistant's salary at Step 4 retroactive to 2/6/74, date of hiring. Copy is to go to Town Accountant and Town Treasurer.

Memo to go to Bruce Ey, Chairman, Conservation Commission enclosing proposed article for town acceptance of the ponding basins in the Cosmo-Linsey Industrial Park.

Motion was made, seconded and unanimously

VOTED: to grant Zoning By-Law Permits to:

- (1) Edward N. Cram to build a single dwelling at 44 Bigelow Rd., (lot 6)
- (2) James P. Murphy, Jr. to build a single residence at 14 Bantry Road (lot 132) and 17 Bantry Road (lot 128).

Board of Selectmen signed Treasury Warrant #80 in the amount of \$80,563.61.

Board noted the following:

Copy of 3/13/74 letter from Frederick A. Busconi, Moderator to Town Clerk appointing Jeanne M. Duggan, 14 General Henry Knox Road, as a member of the Advisory Committee replacing Mr. Walter Emerich who recently resigned.

Copy of 3/18/74 letter from Deborah Doty Eldridge to Town Clerk submitting her resignation from the Capital Budget Planning Committee since she is no longer a resident of Southborough.

Revised Plan regarding the third circuit for Southborough sent to the Selectmen by Massachusetts Electric Company.

Passage of Chapter 1031 An Act Authorizing Certain Open Burning during the period from March 15 to April 15, 1974 and from March 15 to April 15, 1975. Selectmen announced this to the members of the press and also stated that permits should be obtained from Fire Chief Edward Brock.

March 19 letter from Chief of Police Mattioli recommending that a School Bus-Stop sign be posted at an appropriate place on Central Street. Chief Mattioli enclosed a letter dated March 18 from Frances Rabeni regarding this matter. Administrative Assistant Lundblad is to check with Chief Mattioli as to exact locations sign should be placed.

Board noted the following (cont.):

March 8 letter from Southborough Historical Society extending an invitation to an April 8 meeting at the Community House at 7:30 p.m. Discussion will be "Cordaville, the first of a series of the four Villages". Also, the Selectmen were invited to their Annual Dinner on May 20.

10:19 p.m. VOTED: to adjourn the meeting.

.....
John A. Lundblad, Administrative Assistant

JAL/mrp

MINUTES OF MEETING
BOARD OF SELECTMEN

March 26, 1974

7:30 p.m. Present: Chairman Robert C. Dumont, Selectmen Louis J. Bartolini and Thomas W. McAuliffe, Administrative Assistant John A. Lundblad, Town Counsel William F. Brewin and members of the press.

Treasury Warrant #81 was signed by the Board of Selectmen in the amount of \$74,729.66.

8:00 p.m. Public Hearing was held on the application of Robert A. Lebewohl for a gasoline storage license for 1 Nichols Street (nearest cross street-Clemmons Street). Chairman Dumont read aloud advertisement as it appeared in the Worcester Evening Gazette March 4, 1974. Mr. Lebewohl presented to the Selectmen Certified Receipts proving that abutters had been properly notified, also presented to the Board was a plan showing the exact location of the proposed underground gasoline storage tank.

Motion was made, seconded and unanimously

VOTED: to take application of Robert A. Lebewohl for a license to store underground in tanks 1,000 gallons of gasoline at 1 Nichols Street under advisement.

(see notes at end of these minutes for action taken on this application).

Motion was made, seconded and unanimously

VOTED: to approve the resolution supporting the National Guard and Reserve Week April 1 - 6, 1974.

8:30 p.m. Meeting with New England Telephone Company representatives, Mr. Wesley E. Wallace, and his supervisor Mr. James Byrne, and representative for Mr. Quinn of Massachusetts Electric Co. Mr. Fred Tiffin, discussed the matter of joint projects on Acre Bridge Road reviewed the communication process between the public utilities and the Town of Southborough.

VOTED: to approve the pole locations for Acre Bridge Road.

Motion was made, seconded and unanimously

VOTED: to appoint the following as members of the ad hoc Historic Celebration Committee:

Col. Edwin D. McMeen, 134 Deerfoot Road
Leo Bertonazzi, 75 School Street

The above are to be so notified and a copy of these appointments is to go to Hamilton Armstrong, Chairman of the Historic Celebration Committee.

A motion was made, seconded and unanimously

VOTED: to appoint Mr. P. Brent Trottier, 50 Deerfoot Road as a member of the Southborough Historical Commission to fill the vacancy caused by the death of Ulderic F. Hurley.

A motion was made by Selectman McAuliffe which was seconded and unanimously

VOTED: to approve Class II, Application for a License to Buy, Sell, Exchange or Assemble Second Hand Motor Vehicles or Parts Thereof, for Joseph E. Doucette d/b/a Southboro Texaco, 349 Turnpike Road (Class II License issued 3/26/74 No. 4-1974 by Board of Selectmen) with the following restrictions: No more than twelve (12) used cars shall be stored on said property at any one time. Signed application is to be sent to Mr. Joseph E. Doucette informing him that this duplicate should be filed with the Registrar.

A motion was made by Selectman Bartolini which was seconded and unanimously

VOTED: to grant a gasoline storage license to Susan H. Isaacs and Stanley MacNeill, 15 Woodland Road, to store underground in tanks 275 gallons of gasoline at 15 Woodland Road. Town Clerk and Fire Chief to be so notified.

VOTED: to grant a gasoline storage license to Robert A. Lebewohl, 1 Nichols Street (nearest cross street: Clemmons St.) to store underground in tanks 1,000 gallons of gasoline. Town Clerk and Fire Chief to be so notified.

A motion was made by Selectman Bartolini which was seconded and

VOTED: (Selectmen Dumont and Bartolini in favor, Selectman McAuliffe against) that the Board of Selectmen create an ad hoc Historic District Study Group concerning an Historic District.

VOTED: to sign Contract for Professional Services between the Town of Southborough, acting through its Board of Selectmen, and S E A Consultants, Inc. of Boston, Massachusetts called the "Engineer" in this Contract.

The Engineer mentioned in the above Contract agrees to furnish engineering services for the preliminary development of a refuse transfer facility to serve the Town of Southborough.

Letter is to go to Capital Budget Planning Committee c/o Charles Wood, Chairman congratulating the Committee for the designation of its 1973 Annual Report as the best among towns our size, especially since the 1973 Capital Budget Planning Committee Report was the Committee's first Annual Report.

Board noted March 26, 1974 letter from Building Inspector Edgar A. Phaneuf, Jr. stating that regarding 251 Turnpike Road - Route 9 (formerly Eastern Mass. Realty Trust) that upon his inspecting the site, he found all landscaping work and other necessary requests completed in a satisfactory manner. Therefore, it was

VOTED: to return, via Certified Mail R.R.R. to Eastern Mass. Equipment and Rental, Inc., 70 Crafts Street, Newtonville, Mass. their certified check in the amount of \$1,500 which has been held since July 15, 1971 as a performance bond.

Board noted 3/26/74 report from Dog Officer C. F. Hamel regarding dog complaints filed by Mr. & Mrs. James Peltekis, 97 Main Street, Southborough. Letter is to go to Mrs. James Peltekis, 97 Main St. acknowledging receipt of her formal complaint regarding the actions of the children and dogs of the Warren and McDonald families, 104 Main Street. The Board has placed this complaint on file, and has instructed

Mr. Hamel to again speak with the Warrens & McDonalds regarding their dogs.

Board noted 3/20/74 letter from Herbert L. Cobb, Chairman, Southboro School Committee, stating the School Committee has "voted unanimously to cooperate with the Board in its efforts to find a temporary solution to this emergency and will not object to the careful land-filling of that portion of the school property, adjacent to the dump, which was previously excavated...." Letter is to go to Mr. Cobb expressing appreciation for the cooperation of the School Committee regarding the problem at the Parkerville Road Land Fill. The land will be returned to something near its original contours and the top layer of soil will be capable of supporting field quality grass. All reasonable precautions will be taken to avoid erosion to that finished surface and the area will be cleaned up of all other debris. All filling, covering and planting will be completed by the end of this fiscal year, July 1, 1974. Copy of these two letters are to go to Highway Superintendent John Boland.

Board noted approval dated 3/24/74 from the Advisory Committee concerning the Highway Department's 1974-75 budget totalling \$169,572.00.

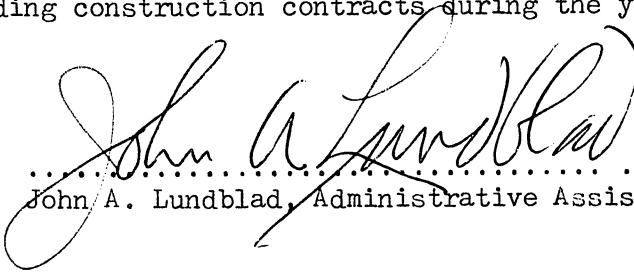
Board noted receipt of Police Department Report "Investigation of Alleged School Bus Violations in Fayville Area", signed by Sgt. Paul A. Beliveau.

Board noted copy of March 19, 1974 from Advisory Committee to Town Clerk Berry stating that Robert G. Claypool was elected Chairman at their meeting held March 11, 1974.

Letter is to go to John Lyons, District Highway Engineer, DPW, Worcester, regarding the Town's petition for State Highway Aid under Section 26, Chapter 81 of the General Laws. This Petition, which was signed by the Selectmen, should never have been filed. The Selectmen respectfully request assistance in allowing the Town to withdraw its filed petition and return our \$2,500 transfer back to the Chapter 90 account.

Board noted March 4 letter from Attorney General Robert H. Quinn re: Gypsum Anti-trust - Distribution of Government Settlement Fund. Town Accountant Fred L. Baker, Sr. stated Southborough has had no building construction contracts during the years 1966-1967.

10:50 p.m. VOTED: to adjourn.


.....
John A. Lundblad, Administrative Assistant

JAL/mrp

Memorandums and letters mailed other than above stated:

3/22/74 letter sent to Mrs. Sheila Silverberg stating that at this time Southborough is not contemplating any land purchases for conservation use but that this has not been ruled out for the future. Copy of Mrs. Silverberg's letter of March 12 and her resume were sent to the Conservation Commission and the Planning Board.

Letter sent 3/26/74 to Conservation Commission stating that the deeds of the three parcels of town-owned conservation land are on file in the Town Clerk's office. Only the former Gaffney property carries a stipulation on the deed regarding conservation guarantees. Town Counsel suggested that a clause should be incorporated when the Selectmen formally accept property for the Town regarding conservation guarantees.

MINUTES OF MEETING
BOARD OF SELECTMEN

April 2, 1974

7:30 p.m. Present: Chairman protem Louis J. Bartolini and Selectman Thomas W. McAuliffe (Selectman Robert C. Dumont arrived at 9:00 p.m.) (Town Counsel William F. Brewin arrived at 9:30 p.m.), Administrative Assistant John A. Lundblad and members of the press. Mrs. Audrey Reid, representing the League of Women Voters was also present.

Treasury Warrant #82 was signed by the Board of Selectmen in the amount of \$76,118.68.

A motion was made, seconded and unanimously

VOTED: that the members of the Historical Commission be designated as an ad hoc Committee to Study the Feasibility of the Historic District for the Town of Southborough, the members being:

Hamilton Armstrong, 15 Flagg Road
Lois H. McCarthy, 23 High Street
Marjory J. Taylor, 22 Fisher Road

P. Brent Trottier, 50 Deerfoot Rd.
Frederick J. Quinn, Jr.
8 High Street

Letters are to go to these members informing them of their appointment to this ad hoc committee and that the Selectmen would like to meet with them on Tuesday, April 16, 1974 at 9:00 p.m. to discuss the specific responsibility of this committee and its relationship to the Board of Selectmen. A copy of this letter is to go to Town Clerk Paul J. Berry.

Letter is to go to Mr. Wesley E. Wallace, Right of Way Agent for the New England Telephone Company thanking him for informing the Board, in his letter of March 28 about the replacement of seven poles on Main Street and Northboro Road.

8:30 p.m. Board met with the Conservation Commission and discussed several issues:

1. Protection of conservation land. Chairman Bruce Ey requested that the Board of Selectmen pass a resolution designating the three parcels of land purchased or otherwise acquired by the Conservation Commission which should be reserved only for conservation usage.

VOTED: in accordance with the provisions of Chapter 40, Section 8c of the General Laws, to approve of the acquisition of the following parcels of land by the Town of Southborough for conservation purposes:
(1) Deed of Charles E. and Alice B. Gaffney, (2) Deed of James W. Clark, Trustee, and (3) Deed of Norman W. Farley.

2. Engineering Account. The Conservation Commission and the Board of Selectmen discussed the possible complications of the Cosmo-Linsey ponding basin problem and the possibility that they may go to the Conservation Commission for review. The Conservation Commission acknowledged that it does have a \$500 account for engineering and that the Advisory Committee was, in fact, critical of that account sitting separate from the overall town engineering account. Acting Chairman Bartolini requested that the Conservation Commission should consider the following that (1) the Conservation Commission take their \$500 and put

it into the engineering account, (2) that any needs above and beyond that \$500 amount for this year or any other year, that the Conservation Commission could come before the Board of Selectmen and request monies from their account or from any of the other accounts within that budget item. Dan DeCourcy and Bruce Ey both agreed that they should bring this proposal back to the full Conservation Commission and discuss it at length and return to the Selectmen at a later date.

3. Flood Plain By-Laws. This issue was discussed and recommendation prepared by John Lundblad,, Administrative Assistant, and passed on to Mr. Ey, Mr. DeCourcy and Inga Tufts. They all agreed that the Flood Plain By-Laws should be dealt with as soon as possible. They recommended instead of a seven-member committee that we should go with a three-member committee - one from Conservation - one from Planning Board and John Lundblad. This issue is also to be resolved and brought back for further study.

4. Icing condition and spring run-off on Route 9 and possible diversion from Satterfield's property in back of the Health Club. Chairman Ey reported that he and another member of the Conservation Commission along with Mr. Satterfield inspected the property and found that there was a small quarry on top of that hill which is filled with water and which does allow seepage down the bank but in no obvious water channel. Therefore, no stream exists. In Mr. Ey's opinion there is no violation of the Hatch Act since there is no stream, since there is no waterway and since there is no regular running tributary. In Mr. Ey's opinion and that of the Commission, there is no violation of a Hatch Act whatsoever and that any resolution of this problem will have to be dealt with on another plain.

An additional item brought up by Mr. Ey was the disposition and development of the conservation area on Walnut Drive. Mr. Ey and the Commission feel that they would like to put in trails, to put in trail markers and to develop the area for passive recreation. The Board of Selectmen and Town Counsel Brewin agreed that the Commission had the right to set up reasonable rules for the use of land for conservation purposes and they have, also the right to develop the land for reasonable conservation purposes assuming that they had the proper monies in their budget. Mr. Ey responded that they do have those funds in their budget.

9:00 p.m. Chairman Dumont took over the Chairmanship of the meeting. The Board
to met with the Advisory Committee to discuss Warrant Articles, Police
10:15 p.m. budget and the proposed Insurance Committee. First, the Board of Selectmen announced the five members voted to the ad hoc Insurance Committee: (1) Ralph S. Trethewey, 15 Leonard Drive (2) James F. Richardson, 6 MacNeill Drive (3) Robert H. Perkins, Jr., 75 Flagg Road (4) William J. Campbell, Jr., 3 Strawberry Hill Road and (5) John Rego, 22 Deerfoot Rd. Mrs. Louise Barber is to contact these people notifying them of their appointment to this ad hoc Insurance Committee to study the feasibility of redoing the insurance purchasing system. These men will meet with the Board of Selectmen and the Advisory Committee in joint session to discuss their responsibilities and their mandate in this regard.

The second issue brought before the Selectmen was the Articles which included questions on Article 4, 5, 6 - all dealing with the dollar amounts to be put into those Articles. With regard to Article 11, the Worcester County Retirement System, Mr. Claypool was given a copy of a new Article 11 revising the dollar amount from \$27,640.57 to \$55,281.14 - an exact doubling of the requested amount. The Advisory Committee went on to discuss Articles 12 and 13, the Repair and Replacement account and the Consulting Engineering Account requesting in both cases whether or not the amounts requested would be maximum ceilings or they would be new funds. The Selectmen reading from a report prepared by Town Accountant, Fred L. Baker, itemized the use of those funds to date and informed Mr. Claypool of the Advisory Committee that these, in fact, would represent maximum sums for the future and that whatever remainder is in those accounts as of town meeting time, the Selectmen would recommend that that amount be subtracted from the Warrant Article total request.

Next Mr. Claypool requested information on Article 15, 16, 17, 18, 19 and 20 - all of which deals with Chapters 81 or 90 of the General Laws which in turn deal with State and County share of highway construction. He requested dollar figures which are not yet available to the Town of Southborough.

Article 21 was also mentioned by Mr. Claypool requesting further information on why the town was giving up its bridge rights to the Mass. DPW and whether or not we had rights to give up. Mr. Lundblad informed Mr. Claypool that (1) last year the Commonwealth of Massachusetts allowed the bankrupt railroads both Boston & Maine and Penn Central to give up all bridge rights to localities or to the State and the Town of Southborough received fee simple deeds for the four bridges. However, those deeds had never been accepted by the Board of Selectmen and to this date are sitting in a limbo status in the Assessors' office. Article 21, Mr. Claypool was told, would, in effect, release all of our claims, titles, and rights to the DPW so that the control of all railroad bridges in the Commonwealth of Massachusetts will fall under the purview of the DPW, so that repair, replacement and other maintenance can be done by one office in the State.

Mr. Claypool informed the Selectmen that Article 41, that is the article which calls for the appropriation of \$15,465 for the Marlboro-Westboro Mental Health Center is in error. Mr. Claypool informed the Board that that figure should be \$13,304 and that the remaining \$2161 should be picked up in the school department budget. Chairman Dumont noted that when meeting with this Board, the Director of the Marlboro-Westboro Mental Health gave this Board the figure of \$15,465 for this Article. It was agreed between the two Boards that there would be no need to revise this on the official Town Warrant since it was a lesser sum and could be amended down at the Town Meeting.

Next Article 49 was brought up by Mr. Claypool requesting the feeling of the Board of Selectmen with regard to the full-time Dog Officer position as proposed by the Dog Officer. Chairman Dumont made the position of the Board of Selectmen perfectly clear with three members voting against both the sponsorship of that Article and voting against the creation of a full-time Dog Officer.

Next, Mr. Claypool brought up the issue of the Transfer Station requesting a copy of the feasibility study and cost estimate as soon as possible. Chairman Dumont explained that would not be forthcoming in time for the Advisory Committee to review it and to put a written recommendation into their Annual Report. He further noted that the fact that the transfer station is proposed after all of the landfill articles should not in any way be taken as a negative or a positive tactic by the Board of Selectmen. Quite the contrary, Chairman Dumont noted that all of these articles will be dealt with simultaneously on the floor so that the entire issue can be discussed

at once. He further noted that it may be necessary to call a Special Town Meeting within a town meeting to deal with the problem of the final cost figures and site location for the transfer station. Mr. Claypool then requested further information and the position of the Board of Selectmen on Article 62, the acquisition of the privately-owned street known as Ted Lane - that is to say, the final cul-de-sac of that street. Chairman Dumont just noted to Chairman Claypool that this was merely a finishing up of unfinished business from the last town meeting and that one small piece of the cul-de-sac which was not finished and was not accepted at the town meeting and should at this time be accepted.

Article 63 deals with the creation of an Industrial Park District in a Residential A District now which lies westerly of Interstate 495; on the north and northwest by a boundary of the Town of Southborough and the City of Marlborough; on the southwest and south by the Metropolitan District Commission Aqueduct known as Stoney Brook. This is proposed by Sereno W. Johnson and more than 10 others. The Board of Selectmen have no position on this Article at this time.

Article 64 was then considered. Mr. Claypool requested the feeling of the Board of Selectmen. Selectman Bartolini noted that this merely squares off the Business District in front of A. J. Lane's office. Town Counsel Brewin noted that some sort of compromise is being worked out with A. J. Lane and the Planning Board to insure a buffer along that area.

At this time John Lundblad brought up the point of Article 46, the Consumer Commission which does not have an appropriation request in it. The Advisory Committee was under the impression that the Selectmen would be picking up this cost. The Selectmen were not under that impression. Chairman Dumont noted that the small sum of money, perhaps \$100 or \$200 as noted by Mr. Claypool could be handled through one of the appropriate trusts.

At this time, the Police budget was re-introduced. Chairman Dumont explained the problems that were encountered with the revised Police budget which was offered in compromise on Saturday, March 30, 1974. The basic problem being that the overtime figure of \$2,600 identified by John Lundblad as an overtime shift which could be replaced by a Civilian Dispatcher at approximately \$1,000 less was not, in fact, a year-long overtime shift. In effect, what the Board of Selectmen are presenting to the Advisory Committee is a revised budget that (1) instituted a third weekly shift for the Civilian Dispatcher would be a third Midnight to 8:00 a.m. shift therefore keeping the station open three nights around the clock as was proposed at the last town meeting. The new budget figures would show that the regular and base salary account would have \$142,299.00. The overtime, reserve, part-time account would have \$25,602.00. The court time account would have \$5,087.00 for a grand total salary account of \$172,988.00. Additional budget reductions noted were \$700 for the mechanic and \$500 in the utilities account. The Board of Selectmen informed Mr. Claypool that this was the Final budget which the Selectmen will bring before the town meeting.

At this point the Advisory Committee recessed back to their other meeting.

Letter is to go to Mr. William Caterino, Construction Co., Inc. 304 Turnpike Road, stating that unless the Selectmen's office is in receipt of the as-built plans certified by an engineer by the close of the work day on Tuesday, April 9, the Selectmen shall be informed that it is no longer possible to proceed with the street and ponding basin acceptance hearings in time for the Annual Town Meeting in May. (re Coslin Drive and Crystal Pond Road in the Cosmo-Linsey Subdivision).

Letter is to go to Police Chief F. J. Mattioli stating that the Board is in receipt of a written complaint against Donald R. Banks, Sr. sent by Richard P. Sonderegger, Jr. dated March 27, 1974. Mr. Sonderegger stated in his letter that on March 25, 1974 he was knocked off his bicycle by two dogs owned by Donald Banks, Sr. The Selectmen would like Police Department to send all pertinent data regarding this case.

Letter is to go to Dog Officer Charles F. Hamel asking him also for any pertinent data regarding the above Sonderegger complaint.

Letter is to go to Mr. Richard P. Sonderegger, Jr. stating that the Board of Selectmen have set a hearing regarding his dog complaint against Donald Banks, Sr. on Tuesday, April 16, 1974 at 8:00 p.m. Mr. Banks has, on his own, restrained his dogs and states he will continue to do so during those times which Mr. Sonderegger and Mr. Banks had previously scheduled. The Selectmen requested that Mr. Sonderegger consider allowing the Selectmen to keep his letter on file as a formal complaint, but also that he withdraw his request for a public hearing as the matter seems to be resolved at this date.

Letter is to go to Mr. Charles F. Hamel, 224 Boston Road, re: his application to the Zoning Board of Appeals and their Item #7 "The official title of officer or board whose decision is appealed." Technically, the Board of Selectmen is the Board whose decision is being appealed for the purposes of this form.

Letter is to go to Mr. Steven H. Forman, 15 Pinecone Lane denying his request for a zoning permit as he lacks the proper sideline to where he wants to place his swimming pool. The Board suggested that he apply to the Zoning Board of Appeals for a zoning variance. Copy of Mr. Forman's March 20 letter and a copy of Selectmen's reply are to go to the Zoning Board of Appeals.

VOTED: to sign Zoning By-Law Permits as follows:

- (1) A. Falone & Sons, Inc. to build a single dwelling at 1 Bantry Rd. (lot 104)
- (2) " " " to build a single dwelling at 3 Bantry Rd. (lot 103)

VOTED: to sign Application for a Permit to Use, Open, Obstruct or Occupy Public Ways to Commonwealth Gas Co., 157 Cordaville Rd., Southborough as follows:

- (1) Central Street (at Pole 9/12) from 3/25-31/74 for the purpose of a gas main repair.
- (2) Cordaville Road (at house #199) from 4/3/ to 5/3/74 for the purpose of laying a new gas service.
- (3) Cordaville Road (at house #189) from 4/1 to 4/15/74 for the purpose of laying a new gas service.
- (4) Cordaville Road (at house #248) from 4/3/ to 5/3/74 for the purpose of laying a new gas service.

Copies of these are to be given to Highway Superintendent John Boland who also signed these permits.

Board noted the following:

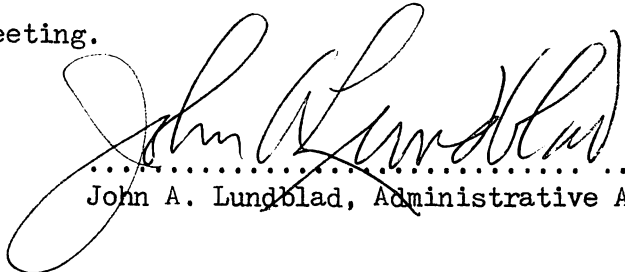
Copy of Pedestrian Regulation - Traffic Regulation Permit (No. B-104 dated March 21, 1974) approved by the DPW, Traffic Engineer, Boston under authority of Chapter 85, Section 2 of the General Laws, which approves the regulation made by the Board of Selectmen on March 12, 1974. This was received by Town Clerk on 3/27/74. A copy of this was given to the Police Department, Highway Department and filed with the County Clerk in Worcester.

3/26/74 letter from Zoning Board of Appeals stating that a new Chairman of that committee was elected - James Cappello, 7 Carolyn Terrace.

Department of Public Utilities notice of a hearing regarding the electric companies and the Fuel Adjustment Clause, so-called, to be held on April 30, 1974 at 10:00 a.m. at the Gardner Auditorium, State House, Boston.

March 25 letter from Town Counsel William F. Brewin re: appropriation for Site Selection Sanitary Land Fill Committee stating that "since the Committee was not discharged by a vote at the Town Meeting, it is my opinion that the Committee still functions and that any present funds unused may be used for the purpose of further engineering studies of the solid waste problems of the Town..." Mr. Brewin stated that this conclusion was also reached by Mr. McGill, Director of Divisions of Accounts.

10:30 p.m. VOTED: to adjourn the meeting.


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John A. Lundblad, Administrative Assistant

JAL/mrp

MINUTES OF MEETING
BOARD OF SELECTMEN
April 9, 1974

7:30 p.m. Present: Chairman Robert C. Dumont, Selectmen Louis J. Bartolini and Thomas W. McAuliffe, Administrative Assistant John A. Lundblad, Town Counsel William F. Brewin, members of the press and a representative of the League of Women Voters.

Three jurors were drawn by the Selectmen in the presence of Town Clerk Paul J. Berry: (1) James F. Anketell, 38 Boston Road; (2) Shirley S. Crawford, 21 Strawberry Road; and (3) James Harper, 1 Leonard Drive.

8:00 p.m. Board of Selectmen met with the Planning Board, represented by Donald Dillman and Bernard F. Meyer; Bruce Ey, representing the Conservation Commission; John Boland representing the Highway Department; and William Caterino representing Caterino Construction Company.

Mr. Caterino brought three out of five sheets of the as-built plans of the two roads which Caterino Construction Company is trying to have accepted by the town. Mr. Caterino said that the two final sheets will be brought to the Selectmen's office by Friday and the sheets for the ponding basins will be brought the Friday after - April 19, 1974. Mr. Caterino further said that the two manholes in the easement area which serve as a drain from a parking lot would not be finished in time and requested that the Selectmen consider the possibility of the leaving of a bond, cash or a negotiable check as a bond for those two manholes after the street is accepted. Mr. Caterino was informed that on April 25, the Planning Board will hold a meeting at which time the Planning Board, Conservation Commission and the Highway Department will examine both proposals and after which recommendation will come from those three agencies to the Board of Selectmen for their April 30 hearing at which time the Selectmen will make their recommendation for the acceptance of the ponding areas article which goes to the town meeting on May 13. Chairman Dumont requested the opinion of Town Counsel Brewin and the possibility of bond reduction and/or cash transfer for those manholes. The Town Counsel noted that it is, in fact, legal and can be done that way but it may not be enforceable. Chairman Dumont noted the opinion and the Board of Selectmen will take that under advisement, which will be considered with the other recommendations on the April 30 public hearing. Discussion followed on four uncompleted aspects of the site plan. Discussions by the Conservation Commission, Planning Board and the Highway Department with Mr. Caterino requesting more information from Caterino Construction Company continued in the lower town hall.

8:45 p.m. Board met with the Committee to Study Feasibility of Municipal Swimming Facilities (ad hoc). Present were: Lucretia Pearse, Audrey J. Reid and Robert Williams. William Davis III had telephoned he was unable to attend this meeting. Chairman Dumont explained the purpose of the committee to the new members and requested that by October 1 they should present a preliminary study to the Selectmen. This study should contain at least the following: (1) possible sites, (2) rough cost figures and (3) approximate size, and any other pertinent data they may feel at the time. He further went on to note that the report could lead to an article for engineering money in the 1975 Annual Town Meeting and he requested them to look to October 1, 1974 as a preliminary study date at which time they

would bring that report before the Board of Selectmen.

Board of Selectmen signed Treasury Warrant #83 in the amount of \$82,511.25.

A memo is to be sent to the Advisory Committee and the new ad hoc Insurance Committee asking them to meet with the Board of Selectmen on Tuesday, April 23, 1974 at 8:30 p.m. to discuss the responsibilities of the new ad hoc Insurance Committee.

Memo is to be sent to Building Inspector Edgar Phaneuf, Jr. enclosing a copy of a complaint received. R. J. Vanni, Boston Road is alleging that Charles F. Hamel, 224 Boston Road is conducting a retail business within the town without being licensed to do so. The Selectmen wish the Building Inspector to investigate this complaint dated 4/2/74 and report back to them.

Letter is to go to The National Foundation-March of Dimes giving them permission to hold a Walk-A-Thon on May 25, 1974. They should contact the Police Department and list their proposed route. A copy of this letter is to go to the Police Department.

Board noted the following correspondence:

April 3 letter from Attorney Michael F. Donlan enclosing a copy of an Order of Notice of the DPU regarding Commonwealth Gas Company's desire to construct a radio tower on their property on Cordaville Road, said hearing to be held in Southboro, Friday, April 19, 1974 at 10:00 a.m.

Revenue Sharing check for \$20,232.00- payment for the third quarter of the Fourth Entitlement Period.

April 2 letter from Westborough Selectmen enclosing the most recent communications from the Central Mass. Regional Planning Commission concerning the possible formation of a local region for Solid Waste Disposal.


April 3 letter (copy) from Southborough Board of Health to the Commonwealth Gas Company regarding work not done properly re: the kitchen ceiling.

April 5 memo from Police Chief Mattioli stating he will be on vacation from April 14-20.

Notice of Intent from S. M. Co., Inc. (plus \$25 filing fee) (Hatch Act) for the purpose of filling low area which now exists in proximity to Route 30 with existing fill.

Copy of 4/3/74 letter from Clifford J. Glynn to the Southborough Zoning Board of Appeals withdrawing his request for a hearing at this time until some further legal questions can be resolved.

9:36 p.m. VOTED: to adjourn the meeting.


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John A. Lundblad, Administrative Assistant

MINUTES OF MEETING
BOARD OF SELECTMEN

April 16, 1974

7:30 p.m. Present: Chairman Robert C. Dumont, Selectmen Louis J. Bartolini and Thomas W. McAuliffe, Administrative Assistant John A. Lundblad, Town Counsel William F. Brewin, members of the press and a representative of the League of Women Voters.

Treasury Warrant #84 in the amount of \$70,916.37 was approved and signed by the Board of Selectmen.

8:00 p.m. Board of Selectmen met with the ad hoc Committee to Study the Feasibility of the Historic District for the Town of Southborough. Present: Frederick Quinn, Lois McCarthy and Brent Trottier. Board noted a letter dated April 12 as received from Marjory J. Taylor stating that she could not accept the appointment on this new ad hoc committee. The ad hoc Committee will examine in depth the entire process undertaken in last year's unsuccessful attempt to create an Historical District in Southborough. On or about September 1, 1974 the ad hoc Committee will report back to the Board of Selectmen on the feasibility of making this process work for Southborough. Among the obvious issues are: (1) Numerous possible locations within the town and (2) prior acceptance of all taxpayers involved in the district.

8:30 p.m. Public Hearing was held on the application of Hendries Refrigerated Storage Center for a license to store underground in tanks 15,000 gallons of diesel fuel at 1 Harvest Lane off Willow Street (nearest cross street: Boston Road). Chairman Dumont read aloud advertisement as it appeared in the Worcester Evening Gazette on April 4, 1974. Present for Hendries: Mr. Jack Messier and Mr. Roger Gay. One abutter was present: Mr. John Baveri, 5 Valley Road. Hendries neglected to bring into the meeting the certified return receipts proving that abutters had been properly notified. They stated that they will bring them to the Selectmen's office. Mr. Messier explained that Hendries uses probably 18,000-20,000 gallons of diesel fuel a month and don't use anywhere near that much of gasoline and need this additional capacity of diesel fuel, and would give Hendries more flexibility. Mr. Messier stated that it doesn't mean they are going to run any more trucks or any more equipment. Selectman McAuliffe believed at the last Hendries hearing for a gasoline storage license that Hendries stated that they were going to give up the area where they had one of the tanks for the storing of diesel fuel to make room for gasoline. Mr. Messier stated that this was not correct, that all of this fuel they are putting in now is out at the fuel island and that they still have to have gasoline and still have to have diesel. From a practical standpoint, Hendries stated they don't need 15,000 gallons of gasoline but that they do need diesel fuel. They didn't realize that all they had was 6,000 gallons of diesel capacity and that they use six times as much diesel.

Selectman Bartolini made a motion which was seconded and unanimously

VOTED: to grant to Hendries Refrigerated Storage Center a storage license for 15,000 gallons of diesel fuel subject to the receipt in this office of the proper certified receipts proving that abutters had been notified.

Letter is to go to Town Clerk informing him of the granting of this license.
Copy to go to Fire Chief Brock.

9:05 p.m. Meeting of the Board of Selectmen with Tony Lally of SEA Consultants, Inc. and
Capital Budget Planning Committee: rep. by Stanley Tanenholtz
Advisory Committee: rep. by Louise Barber
Solid Waste Disposal Study Committee: John Boland
Patricia Capone
Philip Mauch
Ernest Kallander, Jr.

Next meeting of these committees will be April 29 at 8:00 p.m. and a tentative meeting set for Saturday, May 4.

Mr. Lally stated that it would cost somewhere around \$300,000 to construct a transfer station and suggested the town highway garage property on Route 85. He stated that this was a very preliminary estimate. This location was one of six sites suggested and was agreed to by the Selectmen and members of the study committee. Mr. Lally believes that the garage site is the most desirable and probably the most economical particularly because the elevation on the hill at the western side of the property makes it very well suited to the two level arrangement of a transfer operation. This preliminary estimate, according to Mr. Lally included \$37,000 for the packer, \$30,000 for recycling equipment, \$17,500 for excavation, \$50,000 for the structure enclosing the packing equipment area, \$75,000 for concrete, \$19,000 for paving and site work, \$10,000 for electricity and \$25,000 for scales.

Letter is to go to Eltie Kiser, 11 School Street re: her decision to represent the Board of Selectmen on the Greater Marlboro Council of the Office For Children. Enclosed with this letter is original letter from this Council plus its brochure regarding this organization.

Letter is to go to Mr. Richard P. Sonderegger, Jr. thanking him for his letter of April 16 withdrawing his request for a formal hearing and assuring him that his formal complaint shall be kept on file in this office. Letter to go to Mr. Donald Banks, Sr. notifying him that Mr. Sonderegger withdrew his formal complaint and a public hearing will not be held. A copy of this letter is to go to Mr. Sonderegger.

Letter is to go to Mrs. A. Aghjayan, 1 Fairview Drive stating that the Selectmen cannot grant her a Zoning Permit since her proposed porch would be closer to her abutter's property line than the 15 feet required. It was suggested that Mrs. Aghjayan apply to the Zoning Board of Appeals and request a variance. A copy of this letter is to go to the ZBA plus a copy of Mrs. Aghjayan's letter of April 12.

Letter is to go to Southborough Planning Board c/o Mr. Bernard Meyer stating that the Board of Selectmen shall hold public hearings for the street acceptances on both Ted Lane and the Cosmo-Linsey Industrial Park on April 30 at 8:00 p.m. and 8:30 p.m. respectively. Mr. Boland, Highway Superintendent would like to seek the advise of the engineering firm the Planning Board contacts prior to his report to the Selectmen. Therefore, the Planning Board should contact the Highway Superintendent with regard to this matter. Caterino Construction Co. withdrew its acceptance article for the ponding basin areas, therefore the April 30 meeting will only be concerned with street acceptances.

Letter is to go to Mr. Christy Maltas, Director of Framingham Planning Department stating their interest in regional transportation problems. Southborough is interested in a process which would allow localities to influence the state highway building program and are interested in joining Framingham in this process.


Board noted the following:

4/9 copy of letter from Commonwealth Gas to Southboro Board of Health stating that the kitchen ceiling has been completed.

Certificate of Appointment of Inspector of Animals received from the State Department of Agriculture, Division of Animal Health, appointing Sereno W. Johnson as Inspector of Animals for the Town of Southborough.

Notice from Police Chief Francis J. Mattioli addressed to "All Officers-- Effective April 15, 1974" stating that Sgt. William J. Colleary is appointed as the Prosecuting Officer for the Southborough Police Department.

10:28 p.m. VOTED: to adjourn the meeting.


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John A. Lundblad, Administrative Assistant

JAL/mrp

MINUTES OF MEETING
BOARD OF SELECTMEN

April 23, 1974

- 7:30 p.m. Present: Chairman Robert C. Dumont and Selectman Louis J. Bartolini, Administrative Assistant John A. Lundblad, members of the press and a representative of the League of Women Voters. Town Counsel was not present the entire evening nor was Selectman McAuliffe.
- 7:15 p.m. Mrs. Barbara Jacks came before the Board of Selectmen to announce the Pre-Town Meeting is to be held at the A. S. Woodward School on Sunday, May 5 at 7:30 p.m. to examine all the Articles on the Warrant and allow candidates for elected offices to gain some limited visibility before the Townspeople.
- 8:00 p.m. John Lundblad and Selectman Bartolini attended a Blue Cross/Blue Shield meeting in the Upper Town Hall. Roy Russell of Blue Cross/Blue Shield spoke to the press, Selectmen, Personnel Board and the Town Employee Insurance Group. Mr. Russell offered a description of the cost and benefits of Master Medical Blue Cross Program, after which the Personnel Board and the town employee representatives voted unanimously to recommend that the Selectmen adopt Master Medical as soon as possible.
- 8:15 p.m. Selectman Bartolini left the Blue Cross/Blue Shield Meeting and returned to the Selectmen's office.
- 8:15 p.m. Board met with Mr. Weideman who is planning on opening up a barbecue restaurant at the corner of Marlboro and Sears Roads. Mr. Weideman was accompanied by his brother and Mr. Edgar Phaneuf, Jr., Building Inspector. Mr. Phaneuf told the Board that the structure which was going up directly at the rear of this building was not, in fact, an addition or a separate building but a utility shed which was less than 10' x 10' and which should not, for the purposes of the zoning by-laws, be considered a building. Selectmen requested a ruling on that from the Town Counsel which will dictate whether or not the Selectmen choose to grant a zoning permit.
- 8:30 p.m. Board met with the Advisory Committee and the ad hoc Insurance Study Committee to discuss responsibilities and the mandate of that committee. All five members of the Insurance Study Committee were present: Ralph S. Tretheway, James F. Richardson, Robert H. Perkins, Jr., William J. Campbell, Jr. and James Rego. After listening to Chairman Dumont and Chairman Robert Claypool outlining the responsibilities of this committee, the committee members requested some basic information from the Selectmen's office which will be forthcoming. The Insurance Study Committee will be meeting regularly now through the summer with a target date for a study report November 1, 1974 so that any recommendations made from this group could be implemented in time for the annual town meeting in May, 1975. The Insurance Study Committee has been mandated to investigate all forms of insurance which the Town of Southborough purchases. However, Chairman Dumont and Chairman Claypool both noted that Blue Cross/Blue Shield and other group health or life programs are pretty well regulated by State legislation. However, they will at least examine these at a superficial level; perhaps some other alternatives are available.

Letters are to go to Town Accountant, Lamy Realty & Insurance Agency and C. E. Williams Insurance Agency with a copy to Robert H. Perkins, Jr., Chairman of the ad hoc Insurance Study Committee asking them to cooperate with this new committee on all relevant insurance matters for the Town of Southborough.

9:00 p.m.

Board of Selectmen met with Mr. Wesley E. Wallace of New England Telephone in regard to a Petition for Joint or Identical Pole location by New England Telephone and Massachusetts Electric re: Bigelow Road -- beginning at a point which is approximately 174 feet east of the Southboro-Westboro town line and continuing easterly -- 3 poles. Reason: to serve new home of Edward Cram.

No representative was present from Massachusetts Electric Company.

The request was a simple extension by three poles of the utility service on Bigelow Road. The Selectmen signed the request. The Selectmen expressed a deep concern that Massachusetts Electric was not present at the hearing after the meeting on March 26 with Massachusetts Electric and New England Telephone in regard to communications and public hearing procedures between utilities and the Town of Southborough. A letter is to go to Mr. James Quinn, Assistant District Manager, Massachusetts Electric expressing the Selectmen's concern in this apparent failure of utility company to exercise what had been a reasonable mutually agreed upon request. Selectmen asked Mr. Quinn to meet with them on Tuesday, May 7 at 8:15 p.m.

9:30 p.m.

Board of Selectmen met with Mr. Donald Adams representing Shapiro Equipment Company, a heavy equipment franchiser for P & H, who is requesting a Class I License to sell heavy equipment from its new location at 251 Turnpike Road, Southborough, Mass. Mr. Adams noted that Shapiro has been in this business for twenty years and have recently purchased the franchise area for Central Massachusetts and would like to locate in the former Eastern Mass. Equipment Rental building which was built specifically for the sales and service of heavy equipment. Chairman Dumont noted a five-page Finding of Fact by the Zoning Board of Appeals on the original request from Eastern Mass. Copy of these findings was passed along to Mr. Adams. Mr. Adams is to bring this back to the Shapiros to read over the Findings of Fact and the restrictions placed upon the site by the Town of Southborough. Chairman Dumont expressed concern over the state of trash and litter on the lower slope and requested that prior to any action by this Board that that would have to be cleaned up. Selectman Bartolini mentioned that other conditions which may be applied to the License, if given, would include construction of a tree or bush buffer in the back of the property shielding the residential area of Clifford Street from the view of the heavy equipment stored at Shapiro's site. In addition, Selectman Bartolini noted that the tall cranes and the booms would not be allowed to be extended to their full height. Mr. Adams noted this information and would bring it back to the Shapiros. Chairman Dumont suggested that Administrative Assistant John Lundblad sit down with Mr. Adams in the near future and work out an agreement which the Selectmen could consider at its next meeting.

A motion was made, seconded and unanimously

VOTED: to take the application of the Shapiro Equipment Co. for a Class I License under advisement.

9:45 p.m. Administrative Assistant John Lundblad reported to the Selectmen the proceedings of the Blue Cross/Blue Shield meeting in which the town employees and the Personnel Board voted unanimously to encourage the Board of Selectmen to adopt the Master Medical Program in replacement of the level 1971 Blue Cross/Blue Shield Program. Selectman Bartolini made a motion which was seconded and unanimously

VOTED: that such a program be initiated and that the Blue Cross/Blue Shield coverage be upgraded to Master Medical at the anniversary date of July 1, 1974.

Administrative Assistant John Lundblad noted that there was sufficient funds in the Insurance Budget to carry this through the upcoming fiscal year.

Letter is to go to Personnel Board informing them of the Board of Selectmen's vote re: Blue Cross/Blue Shield. Copies of this letter are to go to Town Accountant, Town Treasurer and the Town Employees Insurance Group and Robert Perkins, Jr.-- Chairman of the Insurance Study Committee.

Letter is to go to Advisory Committee c/o Robert Claypool, Chairman informing them of the Selectmen's vote re: Blue Cross/Blue Shield, enclosing seven copies of the highlights of the Master Medical Program and assuring them that there are ample funds in the Insurance Account for this change in coverage.

Selectmen signed Treasury Warrant #85 in the amount of \$40,909.06 and Treasury Warrant #86 in the amount of \$7,603.68, the latter Warrant being a special Warrant covering expenditure of Revenue Sharing funds (P.L. 92-512).

Board noted Hatch Act Notice of Intent filed by S. M. Co., Inc. to fill low area adjacent to Route #30, Boston Road. Board noted copy of April 17 letter from Conservation Commission notifying interested parties of a hearing on this matter to be held in the Town Hall on Monday, 4/29/74 at 7:30 p.m. Letter is to go to Conservation Commission regarding this matter and stating that there is a drainage problem in the area. Selectmen's office has received a complaint from Mr. & Mrs. Albert E. Ryan who live at 220 Boston Road.

VOTED: to grant Permit to Use, Open, Obstruct or Occupy Main St. (Pole #2) for the purpose of the repairing of pole bends, for New England Telephone Co.

Letter is to go to Southborough Planning Board stating that the Board of Selectmen has decided not to make any appointment to fill the vacancy created by Thomas Wolfe's resignation from the Planning Board.

Letter is to go to Honorable Francis W. Hatch, Jr., stating that the Selectmen unanimously oppose Senate Bill 644- Minimum Pay for Building Inspectors. They do support House Bill 3647 which would amend the Constitution to require two-thirds vote for legislation to pass on these kinds of costs to cities and towns.

Memo is to go to all department heads who submitted Articles for the Annual Town Meeting announcing the pre-town meeting to be held at the A. S. Woodward School on Sunday, May 5, 1974 at 7:30 p.m. The Selectmen would like the department heads to be present at this meeting to discuss the Articles they have proposed.

Letter is to go to Audrey J. Reid as a member of the Committee to Study Feasibility of Municipal Swimming Facilities (ad hoc) suggesting that they might consider the feasibility of some sort of joint venture between the town and the School Committee or one of the private schools in town.

Letter is to go to the Personnel Board informing them that the Board of Selectmen hired William D. Baker, 11 Latisquama Road as the part-time civilian dispatcher effective April 11, 1974. Copy of this letter is to go to Police Chief Mattioli, Town Treasurer and Town Accountant.

Board noted April 19 letter from the Water Department stating that the Board of Water Commissioners will be using the balance of \$2,850.00 left in their account under Engineering, Article 15, for their Water Rate Study.

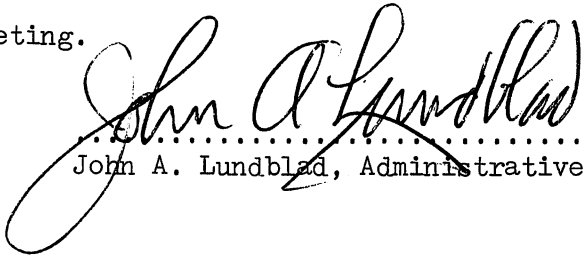
Board noted Zoning Board of Appeals hearing to be held May 6 at 7:30 p.m. on the application of Charles F. and Eleanor J. Hamel, 224 Boston Road, asking for a special permit to operate a kennel to be located on the property at 224 Boston Rd.

Board noted April 19 letter from State Department of Public Works, Boston stating that the 1974 Fiscal Assignment of June 6, 1973 has been revised as follows:

<u>Southborough</u>	<u>State</u>
For Improvement Project	\$ 5,200
For Construction Project	<u>21,287</u>
	\$26,487

Copy of this was given to Highway Superintendent John Boland.

10:01 p.m. VOTED: to adjourn the meeting.


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John A. Lundblad, Administrative Assistant

JAL/mrp

MINUTES OF MEETING
BOARD OF SELECTMEN
April 30, 1974

- 7:30 p.m. Present: Selectman Louis J. Bartolini and Selectman Thomas W. McAuliffe, Chairman Robert C. Dumont absent until 9:20 p.m., Town Counsel William F. Brewin absent until 8:00 p.m., Administrative Assistant John A. Lundblad and members of the press.
- 7:30 p.m. Mr. Arthur Holmes, 73 Oak Hill Road, Fayville met with the Board to discuss (1) Sudbury cleanup campaign and (2) a drainage problem on Oak Hill Road. In regard to the first issue, Mr. Holmes requested support and assistance from the town Highway Department in the form of two trucks and two drivers to remove trash, litter and refuse from the Sudbury River. The cleanup program is supported by the Selectmen and notified Mr. Holmes that the Highway Department will furnish said trucks and men. The second issue, that is the Oak Hill Road water problem, Mr. & Mrs. Edward LaRose of 69 Oak Hill Road were also present requesting the Board of Selectmen to re-evaluate the drainage problem on Oak Hill which apparently has been aggravated by filling and blocking a drainage culvert by Mr. Campbell, also of Oak Hill Road. After a lengthy discussion the Board of Selectmen agreed that the Town Counsel, the Administrative Assistant and the Highway Superintendent should sit down and discuss this problem and reopen the investigation to see if, in fact, it is a town problem which the town can solve for these people.
- 8:00 p.m. Public Hearing on the Acceptance of Ted Lane was held. Acting Chairman Bartolini read aloud the posted notice regarding the street acceptance of Ted Lane (Article 62 A.T.M. 1974). No abutters or interested residents were present. The Planning Board had no comment on the proposal. The Highway Superintendent had no objection to the proposal. The Board of Selectmen
- VOTED: 2 to 0 (Chairman Dumont absent) to accept a layout of the street Ted Lane and bring it before the Annual Town Meeting.
- 8:15 p.m. Mrs. Barbara Jacks, President of the Historical Society presented to the Selectmen a copy of the original petition which requested the creation of Southborough from the southern portion of Marlborough in 1727. At the same time, Acting Chairman Bartolini read a Proclamation declaring May 6-12 National Historic Preservation Week in Southborough, Massachusetts.
- 8:30 p.m. Public Hearing was held regarding three streets in the Cosmo-Linsey Industrial Park Subdivision. Those streets are Coslin Way, Coslin Drive and Crystal Pond Road. Acting Chairman Bartolini read the posted notices and noted that no abutters were present. However, as in the case of Ted Lane, all abutters had waived their rights of notification. Present at this Hearing was resident and former Planning Board member Robert Hoss, Highway Superintendent John Boland, Mr. Donald Dillman representing the Planning Board and former Planning Board Chairman Thomas Wolfe. Mr. Cosmo J. Caterino did not arrive at this hearing until 8:45 p.m. A lengthy discussion will be transcribed and kept in the Cosmo-Linsey Industrial Park file. (see end of these minutes for transcribed meeting). The Board of Selectmen
- VOTED: 2 to 0 (Chairman Dumont absent) to accept the layouts of the streets: Coslin Way, Coslin Drive and Crystal Pond Road and bring it before the town meeting.

9:30 p.m. Chairman Robert C. Dumont entered the meeting, also Mr. Charles Wood, Chairman of the Capital Budget Planning Committee came before the Board of Selectmen requesting the support of the Board of Selectmen at the upcoming Annual Town Meeting in which the Capital Budget Planning Committee is requesting that they be given an ex-officio position on the Fire Station Study Committee. It is Mr. Wood's assertion that when such ex officio positions are offered to the Advisory Committee and the Capital Budget Planning Committee, it has in the past offered excellent communication. However, when those positions were not offered, it has apparently caused communication problems. Mr. Wood was assured by the Selectmen that they would support the ex officio position on that study committee.

9:45 p.m. Board of Selectmen met with Mr. Lawrence S. Greenberg, 10 Ranger Road, Natick who had requested a Hawkers' and Pedlers' License for the sale of flowers and plants on Route 9, east bound lane, near the Data General exit. Acting Chairman Bartolini requested some information from Mr. Greenberg regarding how many flower stands he has, the hours of operation and if he had any alternative location, if that were deemed a public safety hazard.

VOTED: to take this request of Mr. Greenberg's under advisement.

Mr. Greenberg was informed that by next Tuesday, the Board would be able to notify him as to its action. However, they requested the Administrative Assistant to contact the State Police, State Department of Public Works and the town Police in regard to a possible safety hazard on Route 9.

10:00 p.m. The Board of Selectmen discussed the Annual Town Meeting. For the first fifteen minutes of the meeting, the Selectmen divided up the Articles between themselves, specifically who would read the Motions for the Articles sponsored by the Selectmen or by the department under the control of the Selectmen. After this discussion, Town Clerk Paul Berry entered the meeting and discussed the timing of the SPECIAL TOWN MEETING. This discussion was held with the Selectmen, Administrative Assistant, Town Clerk Berry, Town Counsel and Highway Superintendent John Boland present. It was noted that the calling of the Special Town Meeting is now further restricted, not merely to five days notice of posting, but that fourteen days before the special town meeting, the Town Clerk has to hold registration from 12 noon to 10:00 p.m. in the evening. Therefore, the earliest possible date for the Special Town Meeting would be the 16th of May. it was unanimously

VOTED: to designate May 16 as a Special Town Meeting for the purpose of discussing articles in regard to the transfer station proposal.

Town Clerk Berry noted that registration would open on Wednesday, May 1 and close on Thursday, May 2 for the Special Town Meeting to be held on May 16, 1974.

The Board of Selectmen announced that May 13, 14 and 16 would be the dates for the Annual Town Meeting as well as May 16 for the Special Town Meeting.

Next discussion was Administrative Assistant's weekly report. Zoning matter #1: Selectmen were notified that Building Inspector Edgar Phaneuf, Jr. has inspected the property owned by Mr. & Mrs. Charles Hamel on Boston Road and that he had found the complaint made by Mr. Robert Vanni to be unsubstantiated and that Mr. Hamel's business activity in that location would come under the definition of a home business and he therefore, is allowed to operate from a residential area.

The second zoning matter concerns the Weideman barbecue restaurant owned by Daniel Weideman, 170 Marlboro Road. The Board of Selectmen felt that the attempt by Mr. Weideman to construct his own refrigeration unit which was attached to a concrete slab, was according to Town Counsel, a structure since it was permanently attached to the ground.

The Selectmen then considered the nomination of Mrs. Patricia E. Boyle, 5 Newton Street, as an Alternate to the Zoning Board of Appeals to fill the unexpired term of Frederick A. Busconi who resigned from that position when he became Town Moderator last Fall.

A motion was made, seconded and unanimously

VOTED: to appoint Patricia E. Boyle, 5 Newton Street, as an Alternate Member of the Zoning Board of Appeals to fill the unexpired term of Frederick A. Busconi, term ending in May, 1976.

Mrs. Patricia E. Boyle is to be notified of this appointment asking her to appear before the Town Clerk, as soon as possible, to be sworn in. Copy of this letter is to go to Town Clerk Berry and James R. Cappello, Chairman of the Zoning Board of Appeals. Mrs. Boyle was alerted that she will be needed at a Zoning Board of Appeals hearing on the petition of Charles F. and Eleanor J. Hamel, 224 Boston Road on Monday, May 6, 1974. Town Clerk Berry is to be notified of this appointment.

10:30 p.m. The Board of Selectmen considered a strategy for the Wednesday, May 1, meeting of the Solid Waste Disposal Feasibility Study Committee. It was the feeling of Acting Chairman Bartolini that the Board of Selectmen and the Solid Waste Committee had not been offering enough leadership, enough guidance and enough information to the consultant, Mr. Anthony Lally of SEA Consultants, Inc. It was felt that Mr. Lally was generally giving figures and trying to sell an Article which the town would not buy at the town meeting. Acting Chairman Bartolini was concerned that with a high-priced transfer station, neither the transfer station nor the land fill would be selected by the town meeting. This feeling was confirmed by Highway Superintendent John Boland. Selectman Dumont requested Selectman Bartolini and Mr. Boland to make this position well known at the May 1 meeting so that the Solid Waste Feasibility Committee could consider the issue of a stronger input into the planning process with Mr. Lally.

Letter is to go to Mr. Robert Perkins, Jr. Chairman of the ad hoc Insurance Study Committee, enclosing a partial listing of part-time secretarial employees of the Town, suggesting that this committee conduct a series of interviews with the Selectmen and the insurance agents.

Selectmen signed Treasury Warrant #87 in the amount of \$73,675.44.

After a brief discussion, a motion was made, seconded and unanimously

VOTED: to grant a Class I - Agent's or Seller's License to Shapiro Equipment Corporation, 251 Turnpike Road with the following restrictions:

- (1) All heavy equipment displayed for sale or storage must be kept on existing paved areas. Any expansion of these areas must be approved by the Board of Selectmen.
- (2) All storage or display areas must be buffered from residential areas, according to zoning by-laws.
- (3) No equipment with extension cranes may have a boom height over 70 ft.

This license expires 1/1/75.

Letter is to go to Town Clerk Paul Berry notifying him that the Board of Selectmen and the Planning Board have decided not to make any appointment to fill the vacancy created by Thomas Wolfe's resignation from the Planning Board. It is felt that with two persons running for this position, that the best interest of the town would be served by allowing that position to be filled by election. Copy of 4/23/74 letter from the Planning Board to be enclosed.

Board noted copy of letter from John R. McCarthy to Town Clerk Paul Berry in which Mr. McCarthy resigned from the Conservation Commission effective June 1, 1974. A letter is to go to Mr. McCarthy expressing the Board's regret upon learning of his resignation from the Commission.

A motion was made, seconded and unanimously

VOTED: to grant a 30-day Hawkers' & Pedlers' License to William J. Cusack, 14 Main St., Southborough, Mass. for the purpose of selling tapes and/or records at 170 Marlboro Rd.

Letters are to go to Lugia's Sandwich Shop, VIP Lounge and Fayville Athletic Assoc., Inc. stating that the Board understands that these establishments have coin-operated electronic amusement machines on their premises and must apply for a local license.

Board noted April 25 memo from Building Inspector re: an alleged complaint against C. F. Hamel, 224 Boston Road. This complaint was investigated and found that he is operating a home business.

Letter is to go to Mayor Edgar C. Gadbois accepting his invitation to serve on the advisory committee in regard to the Comprehensive Employment and Training Act of 1973.

11:01 p.m. VOTED: to adjourn.

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John A. Lundblad, Administrative Assistant

JAL/mrp

Transcription of Cosmo-Linsey Street Acceptance Hearing -- 8:30 p.m. April 30, 1974

8:30 p.m. Hearing began on acceptance of Coslin Drive, Coslin Way, and Crystal Pond Road with Acting Chairman Louis J. Bartolini reading the lay-out plans.

Present: Acting Chairman Louis J. Bartolini
Selectman Thomas W. McAuliffe
Administrative Assistant to Selectmen John A. Lundblad
Donald Dillman, Planning Board member
Robert Hoss (former Planning Board member)
Thomas Wolfe (former Planning Board member)
Bruce Ey, Chairman, Conservation Commission
Members of the press
Representative from the League of Women Voters
Town Counsel William F. Brewin
Cosmo Caterino, developer
John W. Boland, Highway Superintendent

Robert Hoss: Could we find out what Coslin Drive consists of, first of all?

Selectman Bartolini: The proper maps show Lot 1 is Crystal Pond Road, Lot 2 is Coslin Drive and Lot 3 is Coslin Way.

Robert Hoss: May I ask - does this entail the acceptance of the drainage in Coslin Drive and Crystal Pond Road?

Selectman Bartolini: That I'll have to turn over to the Planning Board to see what has been suggested here.

Donald Dillman: As Mr. Bartolini read it, it does not include the ponding basins. Is that what you are asking?

Robert Hoss: No, the drainage systems for Coslin Drive coming up here, the large culvert going out and going into the...

Donald Dillman: It does include that.

Robert Hoss: And on Crystal Pond Road, does it include the drainage and catch basins leading into the ponding basins?

Donald Dillman: Yes, it does.

Robert Hoss: When I was a member of the Planning Board, it seems to me that there was a large culvert. I think it was about a 5' or 6' culvert that came off of Coslin Drive somewhere, probably in this area and came out to a curve by the corner of the Data General building and then into a brook. That time we were asking for a manhole here to replace a break in the line and without it, I know the engineers at that time felt there would be problems involved with the drainage. Was a manhole ever put in?

Donald Dillman: This last year there was.

Robert Hoss: On the holding basins, on Crystal Pond Road, are we accepting those too?

Donald Dillman: No.

Robert Hoss: If Mr. Caterino decided to block up--could Mr. Caterino block up the drain lines going into the holding basins on Crystal Pond Road? I don't know, maybe it's a legal question, but...

Selectman Bartolini: I would say yes, but you'd better check with a lawyer.

Town Counsel Brewin: The question asked was if Mr. Caterino could physically block up the drainage coming off of these roads if accepted by the town without including in the acceptance as shown on the acceptance plan.

Bruce Ey: I don't know.

Town Counsel: But included in the acceptance is the easements for drainage purposes as shown on the previous plan as submitted. That's part of the acceptance.

Robert Hoss: So if the drain from Crystal Pond Road goes into the holding basins...

Bruce Ey: They're not holding basins, they were called something else at the time.

Robert Hoss: And it was flooded and there was no way that Cosmo Caterino could block up the drainage for Crystal Pond Road because of flooding.

Town Counsel: He was granted an easement for the purpose of conveying the water from Crystal Pond Road into the ponding area.

Robert Hoss: Now, does the acceptance include--does not include (end of tape)...

Donald Dillman: He has given an easement around the ponding basins. We have not accepted it yet, the town has not accepted that.

Town Counsel Brewin: And that is not before this town meeting, is it?

Donald Dillman: No.

Robert Hoss: Also, when I was on the Planning Board, Crystal Pond Road at the time--about half of it, I believe, the northerly half, belonged to Data General Corp. and Cosmo Caterino didn't really have any right to submit a subdivision. This is one point. Who is the owner of Crystal Pond Road at the present time? Is it half that of the Data General Corp. and half Cosmo Caterino or is it all Cosmo Caterino?

Town Counsel Brewin: At the present time we have a release in this office of all the interest of Data General, is that right?

John A. Lundblad: That's right, all abutters.

Robert Hoss: Are there any other abutters on Crystal Pond besides Ingersoll Rand? Of course, there is Data General and Cosmo.

John Lundblad: There is a small piece of Finn land.

Selectman Bartolini: Irving Coven Const. Co., Data General, Estate of Lawrence Finn and Dr. Hudson Hoagland. Hoagland is Ingersoll-Rand.

Robert Hoss: Acceptance would include the small pond, maintenance of the street?

Selectman Bartolini: We own it, just like any other public way.

John Boland: There is, at the present time, work continuing on the streets. Although it may seem minor in nature, there is still work continuing right now. Whether or not that work will be completed to our satisfaction by the date of the town meeting, remains to be seen. There are several major things, I think: one is a question of loam and seed throughout the entire subdivision. The seeding was completed and we can't at this point tell whether or not the seeding has germinated. The planting was completed to a certain extent. There is more to be done at this point. You can't tell if the trees that were planted - some of them are questionable as to whether or not they have taken root. I think that one of the major things that we probably should discuss in acceptance of the overall subdivision is the effect the ponding basins have on this subdivision. In my own opinion, I don't think we should put ourselves in a position of accepting the streets and the drainage easements into the ponding areas when the control of the ponding areas are in the hands of a private party. I think some further discussion should be held regarding the ponding basins as to if and when they ever are accepted by the town, whose responsibility at that point they become.

Town Counsel Brewin: Do you have any opinion as to whether we should at any time accept the ponding basins as part of the town's obligations and liabilities or should they remain like any other part of the drainage system of the town and go through some people's lot?

John Boland: I think at some point this is what we have to discuss where the control lies. On the ponding basins, a good deal of engineering has been done by all kinds of consultants - on the part of the town - on the part of Mr. Caterino and everybody else. It is quite an elaborate setup. I think that control of the water level in the ponding areas could at certain times of the year in certain years be critical. We have to find who is going to have this control. It is something we have to know.

Selectman Bartolini: Mr. Dillman, will you relate what's happening with your Board in regard to this ponding area.

Donald Dillman: Our Board has been in constant view of the progress of the work. We have also had our consulting engineers (Universal Engineering) out on several occasions and most recently just last week. The Planning Board also viewed it last Sunday - the progress of the work. I would say right now, as a Planning Board, we are not ready to make a recommendation one way or the other because information and materials just have been delivered to us. We just had a set of plans dropped over our door today.

Selectman Bartolini: Just on the ponding basin?

Donald Dillman: No, on the streets. I would have to say that we are not in a position right now to make a recommendation one way or the other. There was still a good deal of work unfinished Sunday. How much will be done before town meeting I can't say.

8:45 p.m. Mr. Cosmo Caterino entered the meeting at this point.

Selectman Bartolini: Mr. Caterino, we started the meeting without you not knowing if you were going to attend or not. Questions have been raised - we have gone from the streets to the ponding basins - now we are going back to the streets. Will your company be ready at the town meeting to fulfill everything as laid out by the Planning Board?

Cosmo Caterino: We have withdrawn - Someone has asked us to reconsider the ponding area even though they are bonded. We were asked to place a bond of \$80,000 on the uncompleted work. At the time we went to the Planning Board which was excessive, which we did, placed an \$80,000 bond for uncompleted work which is natural for work which isn't done at the time which includes mostly the work in the ponding area. There were questions which were debatable as to three manholes and several other things as to plans and specifications of the roadway. I didn't think they were necessary because there is a 5-foot pipe there and I felt that it was easily accessible from either end of the pipe but the Planning Board felt that they needed two manholes in the middle of the pipe to get to it so we reluctantly built these manholes. This was done most recently. As far as the work to be completed on the roadway, there is a little grading, seeding and fertilizing to be done. There was patch work which we completed today on the road from some settlement over the winter. The road signs are up, the mounds are up, so outside of grading and seeding, which will be completed long before the proposed acceptance of the roads on the 13th of May, there will be nothing in the roadway to be completed. I was told that Universal Engineering would start to make site inspections around the 25th or 26th of April. I was also told, and it is very difficult to follow the procedure of the road acceptance, - we built this road according to plans and specifications, so I have no idea what the plans are what they are talking about. The Planning Board has given us the plans and specifications, sluiceways that were changed by Universal after they approved the original ones at our expense which we have done. We have complied. They changed their minds. They designed the ponding area for one way and then we had to fill the pond because it shouldn't contain water. We agreed on that which I think is excessive and shouldn't be done. I agreed with your engineer about the ponds and I understand the retention of water and then where it is going to go with the pipe to be under the ponding area besides what there is...I don't understand that from an engineering point of view. However, we built the roads and the ponding areas according to plans and specifications. We have the roads 100% complete. (end of tape 2)..... I've done it according to the plans and specifications. We will have no work completed and I've looked everywhere to find out the procedure, you know, as-built plans, drawings. It's very difficult to know exactly what we need. The assistant to this office has been very helpful to us and guiding us as to certain requirements that we need and when we need them and we've tried to comply with that, but everything that we've been asked to do, we've bent over backwards. I have been absolutely cooperative with every board in this city. The road is complete. I would ask, I'm going to write a letter to the Planning Board prior to the May 31st meeting, May 13th meeting, to ask them to release any bonds they would have on the roadway. The ponding area because of mutual consent that we should wait and get that completed rather than leave it with a bond for acceptance, we'll agree to wait until next year to ask that the ponding areas be accepted, and those areas will be completed sometime this summer. But as far as the roadway is concerned, and I've expressed my feelings with the

Highway Department John Boland, I don't want to be in default for any technicalities that haven't been spelled out for me. I've built that road according to plans and specifications. I argued about certain points that I thought were unfair but in the end, I've done exactly what the agencies in this town have asked me to do. I've completed before your May 13 meeting and I would expect that the town would accept the road. It is according to plans and specifications 100% complete. As far as the ponding areas are concerned, because of the wetness of the ground and everything else, we have to bring the pond up - we're filling the pond - so that requires to bring the fill in. We don't just want to make a mess of everything, so we're waiting for drier weather to fill the pond. We're rebuilding a couple of sluice-ways that we had in according to plans and specifications that were changed, that we're now doing or will do and other than the sluice-ways, we're cleaning up the natural area around the ponding areas. We've done all that, we're waiting for, well, to seed that. Everything is done.

Selectman Bartolini: The concern, Cosmo, is not the ponding areas so much as the road.

Cosmo Caterino: As far as the road is concerned, the road will be 100% finished, as of next week.

Selectman Bartolini: The questions of the seeding and the trees?

Cosmo Caterino: The seeding and the trees, according to plans and specifications.

Selectman Bartolini: What happens if a tree dies, Cosmo?

Cosmo Caterino: I have no idea. I mean, we felt that the area, you know the sidewalk that goes through the Industrial Park, was absolutely ridiculous. We wanted to seed that and put all lawns in there, like we did in the beginning of the area and plant the trees where they are, but we were told to put a sidewalk in. As far as what happens if a tree dies? -- I think the same thing happens if you sell a home or building to someone and someone takes ownership, we have certain warranties from the people we bought the trees from. I think they would replace them and we would turn over to the town the warranties that we get from the people we bought the trees from. We went out to try to meet your specifications. I think if the town would say to me, 'Look, after we accept the road, we would expect a \$10,000 bond for whatever time that was reasonable.' For these things I would be willing to do that. I'm not looking to do the work and not do it according to specifications and if something isn't done and it's not there, certainly we're responsible for it because the town takes over and there are certain trees that have to be replaced, I think it's still my responsibility if the trees haven't grown. I'm not looking to escape that responsibility. I'm willing to leave as a bond whatever is reasonable. All I want is for the town, because of my obligations, to accept the road if it's done 100% complete before the meeting according to plans and specifications. If the town needs a bond to insure the growing of the trees or anything else that you feel that takes time and is necessary to achieve, I'm willing to place a bond up for that time.

Town Counsel Brewin: Were these changes within the layout area of the roadway?

Cosmo Caterino: Yes sir. According to the plans and specifications.

Selectman Bartolini: John, does that answer any of your questions?

John Boland: Yes, that answers pretty much all the questions pertaining to the road...

Cosmo Caterino: Ponding area, we're not asking for that.

John Boland: I realize that.

Cosmo Caterino: But, John, I think it would be very unfair for me to come up with new plans and specifications on it.

Selectman Bartolini: Wait a minute, you missed the first fifteen minutes on it.

John Boland: I still say, that everybody should sit down and discuss where control of the ponding areas lie in the final analysis of the whole situation.

Selectman Bartolini: You say control. Let's assume all the work is done according to specifications. Right?

John Boland: Right. Everything is beautiful.

Selectman Bartolini: The town accepts it. Right?

John Boland: Does it lie with the Highway Department? Does it lie with the Water Commissioners? Does it lie with the Conservation Commission? Does it lie with the Recreation Commission?

Selectman Bartolini: They'll say we own it, you own it...

John Boland: My point, exactly. Nobody's going to take care of it.

Selectman Bartolini: Do you want to own it?

John Boland: No. I don't want anything to do with it.

Selectman Bartolini: When we accept the ponding basins, there are many agencies within the town that could maintain it. Hopefully, we might have a Parks Department in the near future. Hopefully, it could be in the domain of the Conservation Commission.

Town Counsel: Is there any time in connection with the ponding basins that we contacted the Department of Public Works, Commonwealth of Mass., involved because they have certain rules and regulations and responsibilities as far as dams and works and use of channels of water. I'm asking the Planning Board.

Donald Dillman: Yes, they were.

Town Counsel: So maybe they have control over it all. Isn't it a big enough pond?

Donald Dillman: That's right.

Selectman Bartolini: Are there any other questions regarding this street?

There were no questions from the Highway Department and the Planning Board.

Selectman Bartolini: The information you have, has it been built according to specifications laid out by the Planning Board?

Donald Dillman: I cannot tell you. We just got the last of the plans today and we haven't had (interrupted here)...

Cosmo Caterino: just a minute. I want to make a correction.

Selectman Bartolini: I assume the drawings you got today were as-built drawings?

Donald Dillman: That's what they're entitled.

Selectman Bartolini: What is your Board going to do about them? Turn them over to your engineers to look at them.

Donald Dillman: That's right.

Selectman Bartolini: Check the bounds, to see if the streets are within the layout, etc.

Donald Dillman: Exactly.

Selectman Bartolini: John, in your opinion, do you feel these streets were built according to plans and specifications and what observations you made from the period of time they were under construction?

John Boland: From the limited observations that I made up there, I would say yes and again I stress the limited observations that I made.

Selectman Bartolini: Right now, in terms of - you must have been down there recently and the Planning Board was down there recently - what is the status of the street? Is it hot-topped? I haven't been there. Is the final coat put on it? Is the hot-top around the catch basins and built up?

Donald Dillman: Yes. (end of tape)

Selectman Bartolini: We have about two weeks to the town meeting and if it doesn't rain every day, do you feel that if the Cosmo Caterino Construction Company makes a considered effort to correct the defects that have been seen or work that hasn't been completed, could this conceivably be completed at that time?

John Boland: I would have to say yes.

Selectman Bartolini: Do you feel that between now and the town meeting your Board will have ample time to look at these as-built drawings and make a determination as to whether or not they are accurate or otherwise?

Donald Dillman: I can't speak necessarily for our consulting engineers as to whether two weeks is enough time for them to do the job. I am one Board member right here now.

Selectman Bartolini: The point is that you have to tell them you need it. We are going into town meeting on warrant articles and street acceptances, even if they are done to the "T", are a problem. I'd hate to think that we'd go to a town meeting and your engineers at this late date, unless the street is in Westboro, could come up with something that was damaging that would affect the time.

Donald Dillman: I can't speak for them. I don't think I should at this point.

Cosmo Caterino: We have a plan that we followed. We built according to plans and specifications. The as-built plan has nothing to do with the Planning Board. That is insignificant. That's a legal document to accept the road. This is the final - if there is an amount of variance that there might be as-built according to the specifications - the variances, believe me, are very infinitesimal. The variances are very slight. There are no variances on the as-built plans. They are very, very minor. So, if they had in their possession, a plan that was signed by them, and that is acceptable to them, then the as-built plan has very minor changes which an engineer that they hire could do in a matter of a couple of days. That is all I'm saying. You can come there, you can check everything out. When we built the road, and I would like to point this out to Mr. Boland, there wasn't one time that we did anything that at least we didn't call him - whether he was too busy to come and inspect or not he was conscious of what we were trying to do.

John Boland: I would take issue with that comment!

Cosmo Caterino: Well, all right John, we tried to keep you advised as to all parts of the construction of the road. We did have the utilities by the Water Department and by John Boland. The utilities were accepted when they were put in according to the plans and specifications. Then it remains for the hot top. The hot top went in and that was accepted also. Everything was accepted according to plans and specifications. The final thing comes to the plans as-built with the engineer which we have done and these are the plans which we have been giving you as required. I think we gave you all of the plans that you need now in your possession. That's it. But, fundamentally, there is minor changes between the as-built plans and the plans and specifications. I am proud of that.

Town Counsel: I want Cosmo to realize that under the Statutes, the Planning Board does have a function in recommending to the town meeting whether the statute should be accepted or not whether or not it was built under the provisions of subdivision control.

Cosmo Caterino: The Planning Board aren't engineers. They have to rely on Boland to inspect and the other engineers.

Selectman Bartolini: They do have a legal function.

Cosmo Caterino: All right. I accept that.

John Lundblad: Until the ponds are accepted by the town, does the town have the legal power to go in there and make maintenance or emergency treatment or changes in the case of water backing up and damaging the streets?

Town Counsel: In an emergency situation due to flooding, the town has emergency powers to do anything.

Selectman Bartolini: I think John's question was a normal one.

John Lundblad: A normal one like we were talking about earlier this evening. (Mr. Lundblad was referring to drainage problems on Oak Hill Road.)

Donald Dillman: Do they have a right to go in and open and close the gates, for example?

John Boland: That is the idea behind the whole ponding basin is the gates which control the water.

Town Counsel: Any individual's private property, in the event that a situation was existing which would cause a potential hazard to the safety of the public ways on their property, their own private property, the town is entitled to go in and do something to release it in their judgment.

Cosmo Caterino: I'll put anything you want in writing regarding an emergency act.

Robert Hoss: Cosmo mentioned that the Highway Department has inspected every portion or every segment of this road that was constructed. I would like a verification first from the Highway Superintendent. Is that true?

John Boland: It is not correct. No.

Robert Hoss: Did the Highway Superintendent come onto this property and inspect any of the construction that was going on during the time of construction of Coslin Drive?

John Boland: I inspected it on a random basis, a portion of Coslin Drive.

Robert Hoss: I am not sure you were even Highway Superintendent when Coslin Drive was constructed.

John Boland: The upper end.

Robert Hoss: Secondly, Cosmo mentioned that Coslin Drive and Crystal Pond Road was over-engineered and I would like to ask did Cosmo say that portions of the road settled and he had to patch it up?

Cosmo Caterino: We didn't have any of the road settle. A four by four patch at the manhole. That had nothing to do with the settlement. To answer your question... (interrupted at this point by Mr. Hoss)

Robert Hoss: Cosmo, every time, and I will say this now because I am off the Planning Board, Cosmo - every time you came into the Planning Board or the Board of Selectmen he felt like he was being persecuted. I worked for four years on this. I felt like an oral surgeon on this because I have pulled a lot of teeth on this and I don't believe that the Planning Board or the Town of Southborough is completely at fault for any delays or anything else in regard to this project. If the town has not inspected this construction I think we should go down and make a thorough inspection before the streets are accepted.

Cosmo Caterino: If I may repeat what would happen when he was on the Board (interrupted at this point by Selectman Bartolini).

Selectman Bartolini: I know Mr. Hoss is a former member, and I know he has spent a lot of time. I know he is a citizen and he is interested and he is here, but I as a member of the Board of Selectmen as acting chairman of this Board will not indulge irrelevant cross conversation at this time...All that is here is a hearing on the streets. I don't care if Mr. Hoss worked 24 hours a day on it or if you eluded him 74 hours a day...(Mr. Caterino interrupted at this point.)

Cosmo Caterino: In regard to any work that was performed, we had a tenant in there - Data General - before we had a subdivision, and we had to construct a road to get to that tenant. We went to the Planning Board that was in existence at that time and asked them for their specifications and we constructed the road according to their specifications. We went to the Highway Department and told them that the road was in and they did make certain specifications of the Planning Board as to the road and they did make the observation that there were no cracks in the surfacing of the road, and the road after five years apparently looked very good.(end of tape)

We built the road according to specifications of the then Planning Board. We went to the Planning Board on numerous occasions and if Mr. Hoss says we persecuted him, it was only because we were bringing in a tenant to the town that wouldn't wait. We came to the Selectmen for the same reason. We said, 'Look, we got a tenant...I'm a speculator...'

Selectman Bartolini: I think we can conclude this Hearing now.

Cosmo Caterino: The road before the meeting, May 13, the road - not the ponding areas - will be 100% complete. As a matter of fact, by the end of next week.

Selectman Bartolini: Very good. I would like to thank everyone for coming here. We will make a decision within the next - tonight.

Cosmo Caterino: I would like to make one observation. I think it is only fair for me to state, long before I came into this town, I called everybody together. We had a meeting. I made certain pledges. I spent an enormous amount of money to bring the water in because I made a pledge to the Water Department. I did all of that. I kept my pledges. I did everything I had to do. I did bring a certain amount of income to the town. You must look at both sides of the ledger. You have some expenses. You don't have any services. We don't have any people going to school. We don't have any Fire Department, well, we do have the Fire Department if we need them, but we don't need the Police Department. We have our own security guards at the Data General Building and the services that are required there are very limited and you are collecting a fair amount of taxes.

Selectman Bartolini: We appreciate this, Cosmo. I am sure the Board is going to look at both sides of the ledger and I am sure the Town of Southboro appreciates that Data General is here. Also, I don't see that much difference here that can't be resolved between now and the town meeting.

Selectman McAuliffe made a motion that Coslin Way, Coslin Drive and Crystal Pond Road be laid out and accepted as town ways in accordance with plans submitted to the Board of Selectmen as part of this vote.

Motion was seconded and unanimously

VOTED: as stated in Selectman McAuliffe's motion.

9:30 p.m. STREET HEARINGS CONCLUDED

mrp

Transcribed by Marjorie Putnam and Nancy Wood, Clerks to the Board of Selectmen.

Marjorie R. Putnam

Nancy Wood

MINUTES OF MEETING
BOARD OF SELECTMEN

May 7, 1974

7:30 p.m. Present: Selectman Louis J. Bartolini, Acting Chairman, Selectman Thomas W. McAuliffe, Administrative Assistant John A. Lundblad, members of the press. Town Counsel William F. Brewin was also present. Selectman Robert C. Dumont was absent this evening.

Selectmen signed Treasury Warrant #88 in the amount of \$49,897.37.

7:30 p.m. Assessors Arthur K. Holmes (Chairman), Charles W. Johnson and Ralph H. Clark met with the Board of Selectmen to discuss the tax rate for the upcoming year. Acting Chairman Bartolini requested information on the following topics: (1) Whether or not the later town meeting was making any difference at all as far as fiscal planning for the town, (2) whether or not the Assessors had a firm figure for the total valuation of the town, and therefore could give a figure which would reflect one dollar on the tax rate, and (3) the Selectmen asked the Assessors why they lowered the tax rate for the six-month period ending June 30, 1974.

In regard to the first question, Mr. Holmes noted that although the town meeting was held later in the calendar year, the fact that the fiscal year closed after the date of the annual town meeting, once again left the Town of Southborough without a hard figure for a total income from intergovernmental transfers. Therefore, once again, the tax rate could not be set prior to the end of the fiscal year.

In regard to valuation, Mr. Holmes was able to say that with the valuation at approximately 60 million dollars, it was safe to say that for each 60 thousand dollars appropriated at the annual town meeting, one dollar would have to be raised on the tax rate.

And finally on the third issue, Mr. Holmes noted that the Assessors simply took the total cost to be incurred in the 6-month half fiscal year and took that amount as the total amount to be raised and used the assessed valuation to get a simple rate. No mention was made as to why the Assessors did not choose to keep the same tax rate as during the previous twelve-month period and merely tried to raise reserve cash.

8:00 p.m. Public Bid Opening re: the installation of Traffic Control Devices at Route 85 and Southville and Route 85 and Route 30 in the Town of Southborough. Acting Chairman Bartolini read the legal advertisement which appeared in the Worcester Evening Gazette of April 12, 1974 after which time he opened the only bid present from Traffic Systems Co., Inc., Clinton, Mass. The bid was \$52,852.50, which was approximately \$10,852.50 in excess of the appropriated sum. Acting Chairman Bartolini noted that the bid was in excess of the appropriated funds and that that bid would be taken under advisement for disposition at a later date. Present: John Boland, Highway Superintendent.

VOTED: to take the above bid from Traffic Systems Co., Inc. under advisement for disposition at a later date.

8:15 p.m. In the presence of Sheriff Kenneth Mallett and Town Clerk Paul Berry, Selectmen drew two jurors for Traverse Jury duty: (1) Clifford G. Templeman, 203 Cordaville Road and (2) Clifford W. Deer, 6 Winter Street, Fayville.

- 8:15 p.m. Mr. James Quinn and Mr. Richard Noble of Massachusetts Electric came before the Board of Selectmen to discuss communications problems between the utilities, in general and Massachusetts Electric Co. in particular and the Town of Southborough. Mutual agreement was reached between the district officials of the utility company and the Selectmen which would find Mr. Quinn and/or Mr. Noble contacting the Administrative Assistant John Lundblad in regard to new pole locations to assure that the information furnished by the utility company was sufficient for the public hearing. At that time, the utilities would be told whether or not their presence would be needed at the public hearing.
- 8:30 p.m. Public Hearing opened regarding application from HMD Realty Trust (Hugh M. Dalzel) for a license to store underground 10,000 gallons of diesel fuel at 78 Turnpike Road (nearest cross street: Oak Hill Road). Acting Chairman Bartolini read the legal advertisement as it appeared in the Worcester Evening Gazette April 20, 1974. The applicant, Mr. Hugh M. Dalzell was not present in the Town Hall at the time this Hearing was opened. Acting Chairman Bartolini held this hearing open for one hour awaiting Mr. Dalzell, who did not show.
- 9:30 p.m. Hearing was closed at this time. Mr. Dalzell is to be sent a letter notifying him of the action, informing him that if he is still desirous of a permit to store diesel fuel, he will have to re-apply to the Board of Selectmen through the Fire Chief. He is to pay for the legal advertisement mentioned above.
- 9:00 p.m. Public Hearing was held regarding transfer of liquor license from Robert S. Merchant and Alvah H. Hubley d/b/a Bob & Bud's (wine and malt package goods store license) located at 90 Southville Road TO Marie Chicoine d/b/a B & M Package Store, 90 Southville Road.
Present: Mr. and Mrs. Chicoine and their attorney Victor H. Galvani
Mr. Alvah H. Hubley (Bud)

Acting Chairman Bartolini read the legal advertisement as it appeared in the Worcester Telegram on April 24, 1974.

There were no abutters present and no problems noted.

- VOTED: Unanimously, to grant the transfer of wine and malt package goods store license from Robert S. Merchant and Alvah H. Hubley d/b/a Bob & Bud's to Marie Chicoine d/b/a B & M Package Store, 90 Southville Road, subject to the approval of the Alcoholic Beverages Control Commission.

Letter is to go to the ABC informing them of the Board's vote and enclosing various papers to be approved by the Alcoholic Beverages Control Commission.

- 9:30 p.m. Public Hearing was held on the application of Daniel Brandano, President-Manager of Southboro Motor Lodge, Inc., 44-50 Turnpike Road, Fayville regarding the change of the storage of liquor. Acting Chairman Bartolini read the legal advertisement as it appeared in the Worcester Telegram on April 24, 1974.

Present: Mr. Daniel Brandano. Mr. Brandano noted to the Board of Selectmen the changes that were made in his establishment and presented a floor plan. Mr. Brandano was not in a possession of a certificate of citizenship for himself or the other members of the Board of Directors. Pending receipt of these documents, the Board of Selectmen have agreed to allow the changes regarding the storage of liquor.

A number of residents from the Brook Lane area were present.
Present were:

Frank Atchue, 6 Brook Lane
Helen A. Lapointe, 11 Brook Lane
William E. Lapointe, 11 Brook Lane
Edward T. and Frances J. Dzierzeski, 19 Brook Lane

These residents consistently complain about the noise factor and the late night hours of Mr. Brandano's establishment (VIP Lounge). It was agreed after a lengthy discussion, that Mr. Brandano would strive to keep down the noise in the parking lot, would try to offer greater Police security and the town would look into the feasibility of putting "No Parking" signs on Brook Lane to deter patrons of the VIP Lounge, Southboro Motor Lodge (Mr. Brandano's establishment) from parking on Brook Lane. In addition, Acting Chairman Bartolini warned Mr. Brandano that the extension of his operating hours (to 2 a.m.) could be adjusted back to 1 a.m. if continued complaints were received.

VOTED: Unanimously, to approve the application of the Southboro Motor Lodge, Inc., Daniel Brandano, President & Manager, re its all alcoholic beverages "restaurant" license.

Letter is to go to Alcoholic Beverages Control Commission informing them of the Selectmen's vote and enclosing various papers for the approval of the ABC.

Board noted copy of letter received May 3, 1974 by Town Clerk Berry from Virginia A. Taylor, 31 Marlboro Road, complaining about the practices employed in the posting of jury lists in the Annual Town Report. Mrs. Taylor was informed that Chapter 234, Section 4 of the General Laws was passed in 1973 by the General Court of the Commonwealth of Massachusetts, which in the spirit of the Equal Rights Amendment will give equal information after the names of men and women alike.

In answer to a letter from Mrs. Guy J. Lacombe, Jr., of Hudson, dated May 1, Mrs. Lacombe was informed that a report from the Police Chief states that regarding school buses, the law states the lights must be flashing when picking up or letting off passengers. In the case which Mrs. Lacombe stated, no lights were flashing and therefore the driver may motion vehicles past his bus whenever he decides to do so. No law was broken.

Letter is to go to Joseph M. Navin, Councilor at Large, Marlborough, unanimously VOTED to support the concept of a regional transportation study to include the towns of Southborough, Northborough, Hudson, Bolton, Berlin and Stow, as well as the City of Marlborough. They have taken this action so that Southborough may join Marlborough and the other towns in making an application to the Urban Mass Transit Authority.

Letter is to go to the Southborough Historical Commission regarding its letter of May 7 regarding the repair and painting of the flag pole on the Southborough Common. This cannot be done until the 1974-1975 fiscal budget begins on July 1 as there is not enough money in the current budget.

Board noted April 29 letter from Mark E. McCormack in which he resigned as the Board's representative to the South Middlesex Opportunity Council. Letter is to go to Mr. McCormack expressing the Board's regrets.

VOTED: Unanimously to grant a one-day license to Fay School Mothers' Club, c/o Mrs. Allan Kassay, President for the sale of wines and malt beverages to be drunk on the premises at the Reinke Building, Middle Road, from the hours of 7:00 p.m. to 12:30 a.m. on Friday, May 17, 1974 for its annual Fay School Day Scholarship Fund.

Letters are to go to Southborough News Shop, Fayville Athletic Association, Mama Marie's Restaurant, White's Corner Restaurant, Andrea's Restaurant, Harvest Hill, The Limelight and the Southboro Motor Lodge, Inc. stating that it has come to the Board's attention that a number of public establishments which are open on Sundays and do offer entertainment either through live entertainment and/or coin-operated juke box entertainment, have not been applying for a Public Entertainment on the Lord's Day License. This license is issued under the provisions of Chapter 136 of the General Laws as amended. The Selectmen's office should be contacted as soon as possible regarding application for the necessary license.

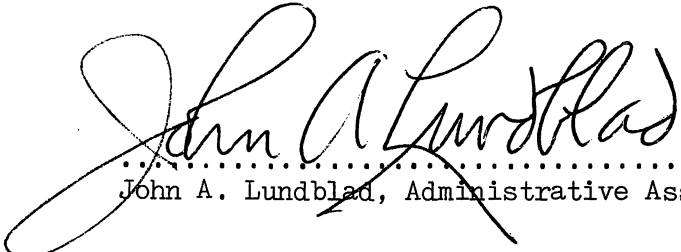
Letter is to go to the Southborough Board of Health stating that it has been determined that the town assessment for its membership in the Central Mass. Mosquito Control Project will be directly deducted through the Cherry Sheet. Therefore, there is no need to request this at the Annual Town Meeting. However, a motion will be read requesting \$6,000 for the services of the AG Corp. if emergency spraying is needed and if this new regional project does not get off the ground.

Memo is to go to Building Inspector Edgar Phaneuf, Jr. re: Daniel Weideman, 170 Marlboro Road, stating that the Board of Selectmen has decided that the "refrigerator" erected by Mr. Weideman is a structure and thus violates the zoning by-laws of the town. Mr. Weideman is to be informed of this decision in writing as soon as possible ordering him to disassemble that building or seek a variance.

Board noted copy of May 6 letter to Cosmo J. Caterino re: Cosmo-Linsey Industrial Park Street Acceptance Report - from Southborough Planning Board.

Board noted that the Capital Budget Planning Committee will hold a public hearing on 5/8/74 at 8:00 p.m. on all Warrant Articles to be considered in the May 1974 Annual Town Meeting.

10:19 p.m. VOTED: to adjourn.


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John A. Lundblad, Administrative Assistant

JAL/mrp

MINUTES OF MEETING
BOARD OF SELECTMEN

May 28, 1974

7:30 p.m. Present: Selectmen Louis J. Bartolini, Thomas W. McAuliffe and William L. Zolli, Administrative Assistant John A. Lundblad, Town Counsel William F. Brewin, members of the press and a representative from the League of Women Voters.

Selectman McAuliffe made a motion which was seconded and unanimously

VOTED: that Louis J. Bartolini be appointed Chairman of the Board of Selectmen for the fiscal year 1974-1975.

Treasury Warrant #91 was signed by the Board of Selectmen in the amount of \$437,931.14.

7:30 p.m. Board of Selectmen met with the ad hoc Insurance Committee, Robert H. Perkins, Jr., Chairman and discussed the following issues: (1) the basic process of purchasing insurance which is exclusively done through two local agents, (2) the possibility of writing up insurance specifications and sending out to public bid, (3) the need for an overall evaluation of insurance, both levels of coverage cost and methods of acquisition and (4) the possibility of the committee offering some comparison between Southborough and other area towns.

8:00 p.m. Board of Selectmen met with Daniel Brandano, Manager of the VIP Lounge (Southboro Motor Lodge), 50 Turnpike Road, Fayville, in regard to coin-operated electronic amusement devices. Mr. Brandano is seeking a license under Chapter 140 of the General Laws, as amended.

VOTED: to take this request of Mr. Brandano's under advisement and to personally investigate the type of machine which Mr. Brandano is trying to license.

A motion was made, seconded and unanimously

VOTED: to create an ad hoc committee to oversee the construction project for the town's transfer station. This committee is to be known as the TRANSFER STATION BUILDING COMMITTEE and members appointed for an indefinite term are:

Norman E. Boiani, 30 Break Neck Hill Road
Robert L. Rynning, 11 Ward Road
Ernest L. Kallander, Jr., 6 Fairview Drive
John W. Boland, Highway Supt.
Louis J. Bartolini, Chairman, Board of Selectmen
Thomas W. McAuliffe, Selectman
William L. Zolli, Selectman
Patricia M. Capone, 21 Richards Road

Letters are to go to each of the above members informing them of their appointment and asking them to attend a meeting with the Board of Selectmen at 8:00 p.m. June 4, 1974. Letter is to go to Town Clerk Berry informing him of the above vote.

9:30 p.m. Selectmen met with the Advisory Committee in regard to four requests by the Selectmen for additional funding from the Reserve Fund. Those requests were \$4,200 for the Insurance Account; \$5,621.05 for Street Lighting; \$675.54 for the Repair and Replacement Account; \$1,200 for the Town Hall Account. All these requests were granted at the level requested. In addition, the Advisory Committee discussed the additional cost of between \$3,800 and \$3,900 for the Worcester County Retirement Fund. After this meeting with the Advisory Committee, the Advisory Committee, the Board of Selectmen and the School Committee met to discuss Warrant Article 38, Annual Town Meeting 1974. The prime issue discussed for two hours was exactly how much of the \$120,000 should be appropriated at the 1974 Annual Town Meeting. After much deliberation, the two committees and the Board agreed that the sum of \$120,000, that is, the full amount of funding should be appropriated at the 1974 Annual Town Meeting. The issue of whether this would be raised, transferred or borrowed was to be resolved prior to the Adjourned Annual Town Meeting of May 29, 1974.

Selectman Zolli made the following motion which was seconded and unanimously

VOTED: that the following one year appointments to the Department of Police of Southborough be made:

Jail Keeper - Francis J. Mattioli, Chief of Police
Sergeants: Paul A. Beliveau
William J. Colleary, Jr.
William C. Harpster

Regular Officers: Philip L. Connors
Robert J. Durran
Richard L. Mattioli
Charles R. O'Connell
Henry D. Pietrasiak
Ralph M. Evangelous
Richard C. Waller

(The above are also appointed Constables.)

Reserve Officers: Donald R. Banks, Jr.
William E. Gray
Frank W. Moore
Douglas C. Packard
Theodore Pietrasiak
Willard S. Putnam
William M. Rudd
Scott E. Smith
Joseph E. Bennett
Charles A. Keller
William E. Klein

Matron-Police Women: Anna M. Beliveau
Mary-Jane Boland

Special Police Officers: Cameron Bradley-Bradley Property
Alvah Bugley-Eastleigh Property
Lewis D. Maida-Town Hall
John Boland-Highway Dept.
Calvin Mauro-Highway Dept.
George Boothby-Highway Dept.

Appointments: (cont.)

Special Police Officers: Albert J. Phillippo-Fayville Village Hall
Edward F. Brock-Civil Defense Director
James A. McCaw-Fay School Property

Special Police Officers: St. Matthews Church and South Union School
George A. Hubley, Sr.
Clarence J. Ferrari

The following Firemen were appointed as Spare Police Officers for
(Extra) Detail Work only when assigned by the Chief of Police:

Chief Edward Brock
Frank Aspinwall
Donald R. Banks, Sr.
Arthur Cannon
George Killam
George Mooney
Peter Phaneuf

A motion was made, seconded and unanimously

VOTED: that the following appointments be made:

John A. Lundblad-Administrative Assistant to the Board of Selectmen
for a term of three years,
Edward F. Brock-Chief of the Fire Department for a term of three years,
Edward F. Brock-Civil Defense Director for a term of one year,
John W. Boland-Highway Superintendent for a term of three years,
William F. Brewin-Town Counsel for a term of one year.

The above appointees are to be so notified and asked to appear before the Town Clerk to be sworn in. A letter is to go to the Town Clerk notifying him of all appointments made at this meeting. Chief of Police to be notified of Police Department appointees.

Letter is to go to Harvey D. Bigelow, Sr., 30 Bigelow Road in answer to his request of May 13, informing him that the Board of Selectmen have GRANTED him "PERMISSION" to remove a stone wall from the front of his residence at 30 Bigelow Road and to replace that stone wall with a wire cattle fence as long as he will place a concrete bound at the site of the former stone wall. This stipulation is imposed by the Board of Selectmen since the stone wall was most likely the "taking line" for Bigelow Road and thus serves as a legal boundary in the Registry of Deeds. Therefore, the legal bound would replace that function which the stone wall has served for many years.

Letter is to go to John A. Baveri, 5 Valley Road informing him that there is sufficient funds in the balance of the Fayville Village Hall account for the repainting of the Fayville Village Hall. The Board of Selectmen CONCUR with Mr. Baveri's choice of Mr. Bud Hubley, 131 Southville Road to do this painting. However, this work must be done by the end of June, 1974.

Letter is to go to Mr. John W. Sears, Commissioner, MDC, Boston informing him of the large number of complaints regarding the maintenance of the MDC land in Southborough, especially the Acre Bridge Road area which runs from Southborough to Marlborough in the Sudbury Reservoir system. Also there is a problem of trees damaged from the December ice storm.

Letter is to go to Mr. James R. Cappello, 7 Carolyn Terrace informing him that the Town has accepted the Ted Lane cul-de-sac at the Annual Town Meeting 1974 but until all legal reviews and registrations are recorded, the Town has not fully accepted responsibility and ownership for that parcel of land. The cul-de-sac, until the Town legally owns it, belongs to the abutters on all sides.

To all pouring license holders in the Town of Southborough, copies of ABCC Regulation changes regarding cover charges and minimum charges are to be sent.

Letter is to go to Wesley L. Williams, C. E. Williams Ins. Agency, asking him several questions which the ad hoc Insurance Committee would like answered.

Memos are to go to Police Chief Mattioli and Highway Supt. John Boland asking that a sign "Go Slow--Children" sign be placed, as soon as possible, on Newton Street in the vicinity of the Footes' house at 61 Newton Street due to the traffic speeding problems in the area.

Letter is to go to Colman Construction Co., 65 Oak Hill Road, Fayville stating that it has come to the Board's attention that property it owns on Pine Hill Road has an abandoned well on the property directly adjacent to a house recently constructed by Colman Construction Co. The town by-laws, Article X Police Regulations, Section 6 is to be quoted which states that the owners of the land must provide a covering for such well, etc. A letter is to go to Mr. Frank E. Sessions, Jr., 54 Pine Hill Road stating that the owners of this abandoned well have been informed of their obligations regarding this abandoned well.

Letter is to go to A. Falone & Sons, Inc. 167 Prospect Hill Road, Waltham regarding their May 20 request for permission to park a construction office trailer off Bantry Road during the construction of eight single family dwellings. The Board did not act on this request as it would like to know specifically which lot this trailer now rests upon and how soon it will be moved up the hill away from the houses already existing on Bantry Road.

Letter is to go to MaryAnn K. Clark of Sheridan, Garrahan, McQuade and Lander, Attorneys at Law, Framingham stating that there are no records in this office regarding any variances requested by or issued to Wilfred A. Dunnebier or the Estate of Wilfred A. Dunnebier, 54 Central Street, Southborough.

Memo is to go to Advisory Committee c/o Robert G. Claypool, Chairman, enclosing a copy of a letter dated May 21 from Mass. League of Cities and Towns regarding Regional Advisory Councils for Chapter 766 (Special Education) asking if Southborough is interested in joining the six Regional Advisory Councils in the State which will oversee this Law (Chapter 766.) The Selectmen feel that perhaps the Advisory Committee might like to be represented in this endeavor.

Board noted the following letters, memos, notices, etc:

Zoning Board of Appeals Notice of Hearing on May 28, 1974 at 8:00 p.m. on the petition of Joseph & Ursula Mauro, 37 Boston Road with respect to a variance because of lack of frontage on a public street.

Copy of Zoning Board of Appeals, Town of Southborough, Rules & Regulations received May 10, 1974.

Copy of May 7 Zoning Board of Appeals, Finding of Fact & Decision GRANTING a variance to Harry A. and Georgette M. Prosperi, 7 Winchester Street to add a roof over an existing patio on their property.

Copy of May 9 Finding of Fact and Decision of the Zoning Board of Appeals DENYING a variance to Charles F. and Eleanor J. Hamel, 224 Boston Road, who desired permission to operate a kennel on their property.

Copy of Order of Conditions under the Hatch Act with regard to south side of Boston Road, next to Felkner Bros. Mfg. Co., Inc. (File Number 290-9).

Copy of May 6 Memo from Neighborhood Youth Corp., South Middlesex Opportunity Council, informing the Board that SMOC is planning this years Summer Neighborhood Youth Corps Program.

Copy of May 20 letter from Building Inspector to Mr. Daniel Weideman informing him that the "refrigerator" he erected at 170 Marlboro Road is in violation of the town by-laws. Therefore, he must either disassemble this building or seek a variance as soon as possible.

Memorandum of Agreement signed by John N. Schipper, dated May 15, 1974, granting the Town of Southborough a Temporary Easement in July for the purposes of going upon his land for conducting surveys, test borings, and drillings for the purposes of investigating said land for a site for sanitary land fill operation for the Town of Southborough, the Town of Southborough to leave the premises in the same condition as they were at the time of this grant.

Copy of May 20 letter from Judith N. Williams to Southborough School Committee regarding the school-owned path which starts at Deerfoot Road and ends at Neary School. Complaint was re: vehicles using this path and that signs should be placed at either end of this path prohibiting motor vehicles from using same.

License from Joseph F. Blake, 188 Southville Road to Town of Southborough giving permission to the town to go upon his land for the purpose of cleaning out any drainage ditch and/or brooks which flows through same. This License was also signed by Mr. & Mrs. William E. Klein.

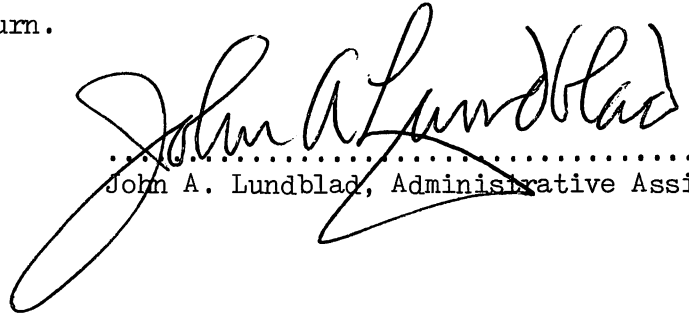
Notice of ZBA Hearings: 7:30 p.m. Philip C. Beals, Trustee, 2 Chestnut Hill Rd. desiring to sell 5 Chestnut Hill Rd.

8:30 p.m. Mary Aghjayan, 1 Fairview Drive - desires to build a porch.

May 10 memo from Town of Scituate, Office of Town Administrator re: ambulance service. A copy was sent to Fire Chief Edward F. Brock asking him to review this letter and draft an appropriate reply to the Scituate Ambulance Committee.

Board noted (cont.):

11:47 p.m. VOTED: to adjourn.


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John A. Lundblad, Administrative Assistant

JAL/mrp

Memorandum:

Note: There were no Selectmen's meetings held on May 14 or May 21 due to the Annual Town Meetings being held on those nights.

May 14, 1974 Board of Selectmen signed Treasury Warrant #89 in the amount of \$65,416.78.

May 21, 1974 Board of Selectmen signed Treasury Warrant #90 in the amount of \$26,465.98.

May 21, 1974 A letter was sent to Mr. Robert J. Vanni, 231 Boston Road informing him that the assertions he made in his letter to the Board dated 4/2/74 appear to be unfounded. Mr. Vanni complained re: his neighbor, Charles F. Hamel of 224 Boston Road.

May 23, 1974 Board approved a Permit to Commonwealth Gas Co., to Use, Open, Obstruct or Occupy John Street #10 from May 24 -- June 22 for the purpose of laying a new gas service.

MINUTES OF MEETING
BOARD OF SELECTMEN

June 4, 1974

7:30 p.m. Present: Chairman Louis J. Bartolini, Thomas W. McAuliffe and William L. Zolli, Selectmen, Administrative Assistant John A. Lundblad, Town Counsel William F. Brewin, members of the press and a representative from the League of Women Voters.

Selectmen signed Treasury Warrant #92 in the amount of \$35,587.54.

8:00 p.m. A meeting was held with the Transfer Station Building Committee (ad hoc).
to All members were present: Norman E. Boiani, Robert L. Rynning, Ernest L.
9:00 p.m. Kallander, Jr., John W. Boland, three Selectmen and Patricia M. Capone.
Also present was a member of the Advisory Committee, Louise Barber. The Transfer Station Building Committee were sworn in by Town Clerk Paul Berry and then the Committee discussed the immediate issues before the Committee. The Committee left the Selectmen's office at 9:00 p.m. and adjourned to the Lower Town Hall where they chose John Boland as their Chairman and went on to discuss the proposed transfer station plan with the two new members of the committee, Messrs. Rynning and Boiani. A meeting is to be set up with Tony Lally, Consultant as soon as possible. No time has been determined as yet.

9:00 p.m. Selectmen met with Dr. Rona Fields, her daughter Miriam, Mrs. Doris Wingler, Mrs. Carole Taylor, Mr. & Mrs. F. Grant Waite in regard to a written complaint by Mr. & Mrs. Waite in regard to Dr. Rona Fields three German Shepherd dogs.

A complete certified transcript of this Hearing is attached.

10:00 p.m. The Board of Selectmen noted a letter from Walter F. White to Town Clerk Paul J. Berry. Mr. White notified Mr. Berry that he was resigning as Treasurer effective July 1, 1974. The Board of Selectmen reluctantly accepted that resignation and requested that the Bureau of Accounts be contacted and that an audit be carried out immediately and that all applicants for Mr. White's position contact the Administrative Assistant as soon as possible.

The Selectmen were notified that \$12,000.00 has been transferred from the Reserve Fund by the Advisory Committee and that \$5,035.00 has been transferred from the Engineering Account both into the Traffic Light Account Article 47, ATM 1973, therefore, the apparent low bidder Traffic Systems Co., 24 Williams Street, Clinton, Mass. could be awarded the project. The Board of Selectmen unanimously

VOTED: to award the project of Traffic Light installation at the intersection of Route 85 and 30 and the intersection of Route 85 and Southville Road to Traffic Systems Co. of Clinton, Mass. as per their May 7 bid in the amount of \$52,852.50.

Letter is to go to Traffic Systems Co. informing them of the Board's vote with a copy to go to the Department of Public Works, Worcester, John Boland, Highway Supt. and Storch Engineers.

A motion was made, seconded and unanimously

VOTED: to appoint to the Committee to Study Feasibility of Municipal Swimming Facilities (ad hoc): Mildred L. Ellis, 3 Tara Road, Ralph L. Ellis, 3 Tara Road and Peter S. Parks, 85 Main Street.

Letter is to go to the above, with a copy to Town Clerk Berry, notifying them of these appointments.

Letter is to go to A. Falone & Sons, Inc. notifying Edward Falone, Vice President that the Board of Selectmen has AGREED to grant A. Falone & Sons, Inc. a permit to park its construction trailer at Lot 86 Bantry Road, which is approximately 275 feet from the Blackthorn Drive and Bantry Road intersection. This permit will be valid for 120 days unless complaints are filed.

Letter is to go to Robert H. Perkins, Jr., Chairman, Insurance Committee notifying him that information will be two or three weeks coming from C. E. Williams Insurance Agency, Inc., as most of the information needed by the Insurance Committee will be coming from the Home Office.

Letter is to go to Senator Edward L. Burke (copies to Rep. Robert Reynolds, Senator Daniel Foley, Selectman Robert Gabriel of Northborough and Selectmen in Westborough) supporting legislation which the Board of Selectmen in Westborough have proposed in regard to the reacquisition of state-owned land within the Town of Westborough. Southborough Board of Selectmen feel that once State agencies are no longer using valuable parcels of property that a town should have first refusal for that property. Ownership should revert to the municipality.

Letter is to go to Muscular Dystrophy Assoc. of America, Inc., Worcester GRANTING PERMISSION for their annual fund-raising drive in Southborough during October and November. Copy of this letter is to go to Police Chief Mattioli.

VOTED: to grant permission to Harvey D. Bigelow, Sr., 30 Bigelow Road to close Bigelow Road and Ward Road for the purposes of a street party on Saturday, June 15, 1974 providing that a lane be left open for the Fire and Police Departments in case of emergency use. Streets will be closed from 2-5 p.m. for children and from 7:30 p.m. to 12 midnight for the adults.

Letter is to go to Mr. Bigelow informing him of the above vote. Copy of this letter is to go to Police Department and the Fire Department.

Letter is to go to Blue Cross/Blue Shield, c/o Mr. Roy B. Russell, Worcester, informing him that on April 23, 1974 the Board of Selectmen VOTED to extend the BC/BS coverage for the town employees to include the Master Medical Program.

VOTED: to grant Zoning By-Law Permit to Ann M. Cutress, 192 East Main St., Westborough to relocate an existing house from Route 9, Westborough to 15 High Street (lots 1 & 2) Southborough. Area of lot: 87,248 sq. ft.

Letter is to go to Director of Accounts, Boston, informing them of Walter F. White resigning as Town Treasurer effective July 1 and requesting an audit of that position as soon as possible.

VOTED: to issue a one-day wines and malt beverage license to Elmer J. Phillipo, 11 Pleasant Street, Fayville for St. Ann's Church Hall, Boston Rd. from the hours of 3:00 p.m. to 12 midnight, June 16, 1974.

Board noted the following:

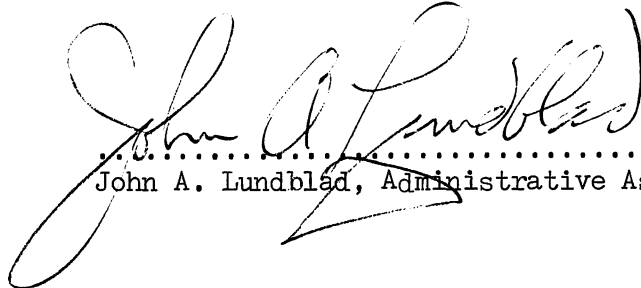
ZBA Finding of Fact and Decision, dated May 30, 1974 granting Mary Aghjayan, 1 Fairview Drive a variance to build a porch on the present structure which abutts property owned by Mr. & Mrs. Heine, 171 Parkerville Rd.

ZBA Finding of Fact and Decision dated May 30, 1974 granting Joseph and Ursula Mauro a variance re: their property at 37 Boston Rd.

6/4 notice from the Board of Assessors that the Chairman for next year will be Charles W. Johnson.

May Southborough Police Department monthly activity report.

11:15 p.m. VOTED: to adjourn.


.....
John A. Lundblad, Administrative Assistant

JAL/mrp

June 4, 1974 9:00 p.m. DR. RONA M. FIELDS

COMPLAINT RE: HER DOGS

Chairman Louis J. Bartolini opening this meeting by the swearing in of all complainants to tell the truth.

Complainants so swore.

Chairman Bartolini: I'll read the first one:

May 30, 1974

"Gentlemen: We wish to lodge a formal complaint regarding an incident involving two children from our street and three German Shepards on May 29, 1974 at approximately 3:00 p.m.

While walking up Overlook Dr. from the school bus, the children were confronted by the three dogs which were snarling and growling at them. According to the children they kept on walking because they had been told never to run from a dog that was after them. One of the dogs nipped our daughter and another dog nipped the other child and then they did try to run from fear. One of the children fell down and the other ran to a nearby neighbor's house owned by Mrs. Doris Wingler. She went out and chased the dogs and then called the police.

Neither of the children had been bitten, they only had red abrasions left where the dogs had nipped them.

We are trying to maintain our objectivity about this incident and to avoid an over-reaction as concerned parents, however irregardless of the relative viciousness of the dogs or the amount of damage that was inflicted on the children it is imminently clear that the dogs acted in an unacceptable manner which is evidently in violation of the statutes pertaining to dog nuisance. Accordingly, we urge that the animals be restrained in compliance with the law so as to prevent a recurrence of such an incident or perhaps a more serious situation.

Very truly yours,

/s/ F. Grant Waite

/s/ Carolyn Waite

21 Overlook Drive "

Then a letter went out:

HAND-DELIVERED

"May 30, 1974

Dr. Rona M. Fields
82 Framingham Road
Southborough, Massachusetts 01772

Dear Dr. Fields:

Re: Dogs of Rona M. Fields - Complaints on Violations of Dog
By-Law of the Town of Southborough, Article X-A.

You are hereby notified that your dogs due to incidents on May 29, 1974

wherein children were attacked and wherein on May 30, 1974 they were on the loose again in the neighborhood, you are hereby ORDERED that said dogs shall be restrained until further notice.

Very truly yours,

/s/ Charles F. Hamel

Charles F. Hamel
Dog Officer"

Then:

"4 June 1974

Board of Selectmen
Southborough, Mass.

Gentlemen:

On May 29, 1974, three German Shepherd dogs owned by Dr. Rona Fields, 82 Framingham Rd. got out of their enclosure and left the owner's property.

These dogs were seen on Overlook Drive and they did chase after some children (Highlin and Waite). I spoke to both families and parents and children alike maintain there was no provocation by the children which might make the dogs angry. I did not see the damage to one of the children as she was not present, but was told that there was no puncture or gash--only a slight abrasion.

On May 30 a hand-delivered letter went to Dr. Fields. On that same day the dogs were out again but apparently caused no further trouble.

On Sunday June 2 I received a telephone call from Mr. Carl Hoss asking if I knew or had any report that the Fields dogs had gotten loose again on Saturday and had gone across to the property of Mr. and Mrs. Flynn, 88 Framingham Rd. and "attacked, mauled or killed" their dog (a Husky). I replied that no such report had been made to me. He said that he had also called the Police and gotten a negative answer there also.

Shortly thereafter my wife and I went to the home of the Flynn's and found no one there. I spoke to Mr. Robbins, 86 Framingham Rd. and asked if he knew of the incident or had seen the dogs attacking any other dog. Negative reply. I next talked to Mr. Wolfe, 90 Framingham Rd. His wife did know of the incident but did not actually see it happen. Following I spoke at length with Mr. Hoss and got no additional information.

When I returned home I telephoned Mrs. Wolfe and she told me that she heard a dog crying in her backyard and found it to be the dog owned by Flynns. Mrs. Flynn took the dog to the Vetermarian where it is still being treated.

I then called Dr. Fields and told her of the incident. She admitted that the dogs had been out on Saturday, June 1st.

/s/ Charles F. Hamel
Charles F. Hamel
Dog Officer
Southborough, Mass. "

"June 4, 1974

Mrs. Flynn called and talked to my wife on the telephone and stated that she did see the dogs attack her dog and if she hadn't intervened they probably would have killed it. She will not be able to attend tonight's meeting.

/s/ Charles F. Hamel
Dog Officer
Southboro, Mass."

Here is a letter from us to the Police Chief:

DELIVERED BY HAND

"May 31, 1974

Police Chief F. J. Mattioli
19 Main Street
Southborough, Massachusetts 01772

Re: Dogs belonging to Dr. Rona Fields
82 Framingham Road

Dear Chief Mattioli:

As you are certainly aware, the dogs belonging to Dr. Fields have been reported running loose both Wednesday, May 29, and Thursday, May 30, 1974. Both times these dogs were returned by the Police Department to Dr. Fields.

This is to notify you that any subsequent episode whereby the Police Department discovers Dr. Fields' dogs running free, the Police Department should return those dogs to Dog Officer Hamel to be held at the Town Pound located at his house.

As you are certainly aware, the Selectmen, through Dog Officer Hamel, have ordered Dr. Fields' dogs restrained for an indefinite period of time.

Very truly yours,

For the Board of Selectmen

/s/ John A. Lundblad

John A. Lundblad
Administrative Assistant "

This is Southboro Police Department Complaint Sheet Case No. 2705:

"Date 5/29/74 Time 3:09 p.m.

Nature of Complaint: Children attacked by dogs. 2 German Police Dogs.

Complainant's Name: Mrs. Taylor

Complainant's Address: 23 Overlook Dr.

Complaint received by: Disp. Putnam

Investigation Required: Yes

Reported to: Cr. 62 Evangelous

Investigated by: Same

Action taken: Talked to Johnathan and Cari Heinhein age 9, both said they

and one other friend were walking up Overlook Dr. when three dogs came running out of the woods, at this time two of the dogs were running around them (two being the two German Shepards), at this time one of the dogs jumped on the back of Johnathan and tried to bite him. I observed upon arrival two holes in a jacket which appeared to be teeth marks, also I observed scratch marks on the back of same. Mrs. Taylor stated that she believed that the dogs belonged to Fields on Framingham Rd."

Southborough Police Department Complaint Sheet Case No. 2703:

"Date 5/29/74 Time 3:02 p.m.

Nature of Complaint: Attacked by 2 German Police Dogs and 1 unidentified dog.

Complainant's Name: Mrs. Wingler

Complainant's Address: 17 Overlook Dr.

Complaint Received By: Disp. Putnam

Investigation Required: Yes

Reported to: Cr. 62 Evangelous

Investigated by: Same

Date: 5/29/74

Action Taken: Talked to Mrs. Waite and Tracey Waite age II. Mrs. Waite stated that she was looking out the window of her home and observed her daughter and two other friends being jumped on by three dogs, she in turn ran outside and started throwing rocks at the dogs trying to scare them off. At this time the dogs ran into the woods. She also stated that she believed that the dogs belong to the Fields on Framingham Rd."

Southborough Police Department Complaint Sheet Case No. 2784:

"Date 5/30/74 Time 11:15 a.m.

Nature of Complaint: Fields dogs loose 2 German Police

Complainant's Name: Mrs. Waite

Complainant's address: 21 Overlook Drive

Complaint received by: Disp. Putnam

Investigation Required: Yes

Reported to Cr. 62- Waller

Investigated by: Same

Date: Same

Action taken: See report Case No. 2783 5/30/74"

Southborough Police Department Complaint Sheet Case No. 2783

"Date 5/30/74 Time: 11:15 a.m.

Nature of Complaint: Fields dogs loose - 2 German Police

Complainant's Name: Mrs. Taylor

Complainant's Address: Overlook Drive

Complaint received by: Disp. Putnam

Investigation Required: Yes

Reported to Cr. 62- Waller

Investigated by: Same

Date: Same

Action Taken: Dogs found on Overlook Drive. Cr. 62 requested Dispatcher call the Fields residence. Dispatcher called and Mrs. Fields checked pen and found that someone left gate open. She stated that she would go to Overlook Dr. and get the dogs. Dogs headed back towards the house when Cr. 62 & Mrs. Fields went to her house they arrived shortly afterwards. She was able to call them into the fenced area."

(end of Tape #1)

Tape #2

Chairman Bartolini then read aloud Officer Ralph M. Evangelous #6 Report:

"Subject: Dogs let loose by unknown party Date: 6/2/74 Time: 8:55 p.m.

I received a call from Mariam Fields, 82 Framingham Rd. Southboro, she stated that she just received a call from the dog officer. He stated that on 6-1-74 her dogs attacked another and killed same. She stated that on that morning in question at approx. 7:00 a.m. she heard the garage door open and close she then saw her dogs run out. She also stated that the dogs were only out for a few min. She believes that some one in the area are letting the dogs out.

Ralph M. Evangelous"

Chairman Bartolini: Are there any questions? No? What I'll do is as the complaints are all against you Dr. Fields, do you have anything to say with regard to this or do you want to collect your thoughts in a few minutes?

Dr. Fields: There are some inaccuracies which I think should be corrected first. First of all, and these might seem minor except that in the context of everything that you read out, with corrections they might make a difference. First of all, the dogs were not returned by the Police with the exception of that Wednesday. We went to get the dogs.

Dr. Fields' daughter: I brought them back.

Dr. Fields: Yes. They weren't returned by the Police even that time. OK. They weren't returned by the Police at any time.

Chairman Bartolini: It says that here.

Dr. Fields: No. The day before as well as on the first. In every case the dogs have been returned by

John Lundblad, Administrative Asst. to Selectmen: I was informed by those reports. That's why we sent that memo requesting that if they do pick up the dogs to bring them back to the Pound where all stray dogs should be brought to. However, the Chief of Police informed me that the only way he can pick up your dogs is with either yourself or your daughter. So that actually he doesn't pick them up, in effect he has caused them to be picked up by either you or your daughter. He did not bring them back.

Dr. Fields: On the instance of the first, I believe, also, I wasn't at home when it happened. They returned by themselves. The other thing I would like to mention, and the information you gave us just now raises the question again. On Thursday, I had somebody cutting the grass and I didn't realize that he hadn't closed the gate behind him when I let the dogs out which is why I was rather surprised they were gone. The gate was open. However, on the other two incidents, the dogs were in the garage with overhead doors down. It is absolutely, totally impossible for a four footed creature to open those garage doors. There is no way. They are overhead garage doors. I am sure everybody else here has similar ones. The reason Miriam reported the incident of the first to the police was because it was clear that they couldn't have opened the doors and apparently somebody had. The thing that concerns me about this is that apparently the person reporting the incident of the first seems to have been the only one to have seen it. My daughter was up in her room at the time it happened, I believe, and didn't see the dogs leave the garage. She ran down to the garage. The dogs were already gone. There is one person who saw it and that person happens to live next door

Dr. Fields: (cont.) and have access to our garage door. But doors can only be opened by a human being and then they require quite a bit of strength. I know that the dogs were not under restraint. However, I've kept them in the yard and under restraint myself because I don't want my dogs out. Not because they're vicious, they're not vicious, but because I don't want them hit by a car and I don't want them taken, stolen in other words. So when the dogs are in the garage and the doors are down I expect that they are under restraint. For a number of months they have been in the garage on wet or rainy days and not gotten out. All of a sudden last Wednesday and then again Saturday morning the dogs were out. The same conditions. I don't know whether we need to install a burglar alarm or what we need to install and I quite agree that anyone else has a right to complain about the dogs actions when they're out. It's not that we are letting the dogs out and perhaps this isn't the time to appeal for police protection or investigation as to what happens garage door but I think that it's in order only because the dogs wouldn't have gotten out that Wednesday when your child was disturbed by them if they hadn't been let out. I don't know what else I can say about it. I was not home at the time. I had left the dogs in the garage because it was raining. Miriam came home from school, I guess at about what? 3:00. She saw the garage doors down and assumed that the dogs were in and it wasn't until she went to look for them that she discovered that they were out. Sometime between the time I left at 11:00 in the morning and the time she came home, the doors had been opened by a human being. It wasn't the milkman because he made a delivery before I left. We chatted for a bit. As far as the dogs attacking people, I don't believe that they attack without any provocation. I know one of them will jump up on a person. She just jumps. But that can be overwhelming for a child. I can understand a child being afraid of it. There is nothing I can say except that the dogs weren't legally restrained. They were restrained by virtue of my own concern for restraining them, and the garage door was opened by some human process. This sort of thing happened to me last year and after a couple of times I locked the garage door. I complained to the police last year as well. Nothing was done. From now on the garage door will be locked when they're in there. I can't leave that unlocked anymore than the house can be unlocked. The only thing I want to direct to her is that she said that the neighbors had access to the garage door and I wondered were they locked? I don't know on Wednesday how rapidly the dogs got out, how they could have gotten out so rapidly and whoever opened the garage doors disappeared before Miriam got down there. She said that she got down there as soon as she heard the garage door shut and the dogs were gone and she didn't even see them. On Wednesday there was apparent time for anyone to....the garage doors because neither of us were around. I don't know how long it could have taken but the physical process of opening them is impossible for the dogs but the process of closing it would be likewise impossible and the process of all three dogs getting out together. Even supposing that the dog lifted the garage door enough to get itself out, getting all three of them out together without one of them getting hit by a sliding door is something which would be incredible and it is unbelievable. The thing that puzzles me is that this is the only neighbor who claims to have seen it. Apparently he was out at that time. That was 7:00 Saturday morning. If he did indeed see it and he was out at that time why he didn't call somebody in the house or do something else, I don't know. It seems very peculiar that it was reported the next day. Also the day - on Thursday - the day I got the notice that was signed by Mr. Hamel, the police officer brought the notice to me, he commented on the fact that I had a flat tire on my car and the car was parked out in the driveway over at the end of the apron. The flat tire was on the side of the car facing away from my house. I subsequently called a garage to repair it. There was a nail--I don't know--it was the one who delivered the note. It might be on the assignment sheet. I called the garage to fix the tire and there was a nail imbedded in the tire. I don't have nails on my driveway. I had taken the car out to do Overlook Drive a couple of hours before to get my dog and had come back. The car was fine at the time and I left it in the driveway.

Chairman Bartolini: Mrs. Waite, will you tell what you saw.....

Mrs. Waite: I don't think I said that in the letter that we wrote. The first time I knew about it was when my daughter came into the house crying.

Chairman Bartolini: What did your daughter tell you?

Mrs. Waite: She told me that the dogs came to them when they were walking along the street and that she was messed, not bitten but was messed and she was really frightened so she told me what happened and she told me she went to Mrs. Wingler's house and then I called Mrs. Wingler and she told me that she went out and chased the dogs away.

Chairman Bartolini: How many dogs were there?

Mrs. Waite: Three.

Chairman Bartolini: Mr. Waite, do you want to add anything?

Mr. Waite: There was one thing you read there I didn't think, maybe it was a misprint. That is, our daughter's age, she is 11 years old. I can sympathize with Dr. Fields' problem about the dogs getting out and such, but it seems to me that we are here to establish whether or not the dogs are acting in such a way as to be a nuisance. I am not sure, maybe that isn't the issue. Dr. Fields seems to think that that can't happen and it has happened. The issue of how the dogs get out or not isn't the main concern to me.

Mrs. Wingler: I would like to tell what happened. But I think I will carry myself back about a year or a year and a half. I have a little dog too. I keep her tied up in the yard and I heard the dog screeching, she was about eight months old at the time and I looked out the door and there were two German Shepards there and they were right in my back yard. My little dog was trying to yip them off and I went out to grab the dog and I realized the dog had a bone which I never allow her to have in the yard because it does attract dogs and I ran out and grabbed the bone and grabbed the dog very foolishly and these two dogs came after me and I got up in my back porch and into the house. That was it. I never made a complaint or anything. But I don't want these dogs in my yard. I am afraid of them. The reason I am afraid of them is the Waite's little girl rang the bell and I was in the kitchen. I didn't hear the children screaming, I was in the kitchen busy and I had my radio on. I just got into the den and I heard Tracy banging on the front door and ringing the bell and saying 'Mrs. Wingler, please, please open the door, come quick, come quick'. I opened the door and I can't tell you what it did to me. I saw that little boy, the Taylors' little boy, on the middle of the street with these three dogs over him and the dogs pawing him and I had all I could do to get the strength to go down that drive and I was yelling and screaming at the dogs and I pulled that little boy up and he had his head covered down on the street and I didn't know whether I was going to find him dead or torn to smithereens or what. It was the most frightening, God-awful experience of my life. She said these dogs are harmless. I will challenge her on that. I think they are vicious and they should be tied up and I do not want them in my yard. I certainly can demand that.

Mrs. Taylor: I didn't see it either. I was worried because my kids were late coming home from school. As a matter of fact, I was mad at them because I didn't know where they were and I heard awful, awful banging on my door. My kids came in and yelled, 'We were attacked by dogs'....On his clothes were smudges and tooth marks on his rubber poncho which is a heavy rain poncho and he had scratches on his back. Now that wasn't a little nip and it wasn't a little scratch on his arm or harmless. It made a hole.... as far as I am concerned my children were a half a mile from my house and I can't see them walking home from school from my house and I don't want to have to be worrying

Mrs. Taylor (cont.): about them. I can appreciate Dr. Fields problem, I had a St. Bernard at one time, I had the same problem. But I got rid of the dog because I couldn't control it and I feel that other people would get tired of it. Mrs. Waite and Mrs. Wingler both have dogs and neither of them have been in my yard and I have never seen either of them in the streets, they are always out there with them. I feel that if the dogs can get out of the garage or whatever, they should be chained and in that case they won't get out. They won't bother other people. I don't mind her having them. Not at all, but I don't think my children should be frightened by them or worried about them either.

Mrs. Wingler: May I interject something? I want to ask the Judge this. That when I took those children into my house I was correct that these children were absolutely terrified and they were as pale as ghosts and I sat them in my ~~children~~ ^{Kitchen} while I telephoned the police and then I quieted them down and I looked to see how badly they were hurt and I told them to go right home and tell their mother to call the police, each of them, as well as I had called the police, too. I was then deeply concerned because the dogs went down East Main Street and all I could see that another child would be down there and one of them would get mauled. I was deeply concerned at that time that they be taken off the streets and when Chief Mattioli came up to me, he told me that those dogs would attack an adult as well as a little child and one of the dogs had gone after him when he tried to corner them down the street. It is too bad that he is not here tonight.

Dr. Fields: I think Miriam has some information that this is disputed but I thinkfrom Mr. Hamel.

Miriam Fields: On June first when the dogs got out as I said before I heard the garage doors open, it was only a couple of seconds, and when I got out there, there wasn't any sign of the dogs. I looked all around the house. There wasn't any sign of them. So I went back inside and I got dressed and the puppy was still in my mother's room. I went back outside and the dogs were back at the house. I called them and they came back in. The next day at school a girl told me that..... (interrupted by Dr. Fields)

Dr. Fields: You said this was June first and the next day was Sunday.

Miriam Fields: Well, Monday. Monday a girl told me at school that people were throwing rocks at them and that provokes the dogs and our male dog has abscesses all over him from having rocks thrown at him and our front yard as well as when he gets loose and the girl told Mr. Hamel that that wasn't true what she told me and then he just read it one of his statements that a lady was throwing rocks at him.

Chairman Bartolini: Did you see the dog after? Was he treated by a veterinarian?

Miriam Fields: Yes.

Dr. Fields: Yes. Dr. Fraser treated him. This was on Thursday when we noticed the abscesses, Thursday night. We took him to the vet and the vet said that was from, that the abscesses were a product of having had some sharp object hit him all over.

Chairman Bartolini: Are you telling me, I don't know, I am just asking a question? Does an abscess come out immediately after a stone, after a dog gets hit?

Dr. Fields: It can with a dog. Unfortunately, dogs are meat-eating animals and have inside of them all sorts of infectious bacteria and all it takes, which is why a dog bite really is a serious matter and I am not downgrading it because their mouths are just full of bacteria. And all it takes is any kind of injury to any of the tissues of the dog and adds excessible bacteria immediately. He had them all over and so he was, but Mr. Hamel said that he himself has gone by the house and seen people -- kids -- throwing rocks at them and running sticks along the chain-link fence, provoking them and he himself has told them to stop. We drove in, what was it, Sunday? No, it wasn't Sunday, it was since then - Monday, we drove in, we had been at the store, and just in time to see three preadolescents-type boys- about eleven, twelve or thirteen --

(end of tape #2)

Dr. Fields: (cont.) ...I can appreciate that after the kind of provocation they have received in the time we have lived in Southborough because this didn't ever happen to them before in their lives, this kind of provocation that they might indeed if they got out and saw kids, you know, same size or something, jump.

Mrs. Taylor: I am not disputing the fact that when a dog is hot in the heat that they do get mean or whatever you want to say and they don't like children that age, but my children were not with Mrs. Waite's children when the report was given to the police. They had no time to collaborate. It was ten minutes after three and it was twenty minutes since they had left the school bus. When my kids ran into the house I can assure you they didn't stand in the street and discuss what they were going to say to the police and no mention was made of stones. My children said they did not touch the dog. They said they were walking up the street and the dogs came running out of the woods after them. And this is two kids both standing there and giving the same story to the police so I don't think this was the case.

Dr. Fields: Miriam, at what time did Cynthia see, I am sorry, at what time would Deborah have seen this because she was on the bus with you?

Miriam Fields: She was walking up, she wasn't on the bus.

Dr. Fields: I am sorry, explain it then.

Miriam Fields: She was walking up Wednesday, Wednesday she was walking up to Julia Sykes, she was walking up Overlook Drive and she saw people throwing stones at the dogs to keep the dogs away. That's what she told me. She said that the kids were throwing rocks. She might have gotten mixed up.

Mr. Waite: I seriously resent the implication if the implication was there.

Mrs. Taylor: The children from elementary schools don't get out until at least twenty minutes.....home on that bus.

Chairman Bartolini: Unless there is anything else we can add to this meeting, I will conclude it and at this time the Board will make a determination on the facts as presented to us and act accordingly. Each of every one of you will have notice of our decision unless anyone wants to add anything they care to add further than what they have already added.

_____: ? : How will we be informed?

Chairman Bartolini: You will be informed by letter or by telephone, anyway you want.

_____: ? : What period of time would that include?

Chairman Bartolini: We will try to make a decision this evening.

Dr. Fields: In view of the fact that I was informed that this was going to be a meeting of discussion and not an evidencury Hearing which apparently it is, had I realized that I would have asked the vetermanian Dr. Fraser who know these dogs very well to appear with me in order to make information available. I would also have asked Mr. Hamel to be here so that he could repeat statements he has made to me. I feel that I don't know if you're calling it a discussion, you implied that it was a hearing. I don't understand what the decision issue is.

Chairman Bartolini: Give me the dog statute, John, I don't have it here, the blue book.

Dr. Fields: Why isn't Mr. Hamel here?

Chairman Bartolini: I have a statement from our Dog Officer and that is sufficient for the Board. I didn't summon him. He works evenings and I didn't deem it necessary that he be here due to the fact that I have police reports and I got his report. Let me read the statute, Dr. Fields.

Town Counsel William F. Brewin: "General Laws, Chapter 140, Section 157. Vicious or barking dogs. If any person shall make a complaint in writing to the selectmen of a town, the chief of police or a city, or the county commissioners, that any dog owned or harbored within his or their jurisdiction is a nuisance by reason of vicious disposition or excessive barking or other disturbance, or that any such dog by such barking or other disturbance is a source of annoyance to any sick person residing in the vicinity, such selectmen, chief of police or county commissioners shall investigate or cause to be investigated such complaint" (which the police did and the dog officer did) "including an examination on oath of the complainant, and may make such order concerning the restraint or disposal of such dog as may be deemed necessary."

so that the fact that you were asked to come here was a courtesy extended by the Board of Selectmen who are the Administrators....discussing with the complainants in writing....so that there is no hearing. It is just an investigation of the facts.

Dr. Fields: In the event that you call it an investigation, can I still request that in determining the nature of these dogs which I think is part of what you are considering is in terms of making some decision? I would like to request that you do consult the vetermanian. He knows the dogs well and that you consult with Mr. Hamel in regard to his recommendation because he also knows the dogs to be not vicious.

Chairman Bartolini: Let me ask you this. Not that I don't want to give everybody their just due, but I don't want the Board to get involved in a two or three weeks' meeting to make an investigation. Could you tell me what could Dr. Fraser add to this testimony.

Dr. Fields: Well I think what he would add is from his knowledge of these dogs that they are not vicious and they are not dogs that are in fact dangerous dogs and that they don't react or over-react and are unlikely to unless provoked and I think that what Mr. Hamel could add and what he pointed out to me and I think it is very important is that a climate of fear has been created in this town about these dogs so that no matter what other large dog comes into anyone's yard there is not over-reacting as they are to mine, that when a person reacts in fear to a dog, and Mr. Hamel described it vividly, something I know you all do too, they put out a fear scent, some of this over-reaction including the notion that some people

Dr. Fields: (cont.) have that they can throw rocks into the yard at the dogs, you know, without having to fear any reprisal including the idea that as soon as my dogs are loose that there is going to be madness and mayhem whereas every other dog in town wanders loose, you know, without this kind of fear being aroused. I think that is a very important issue.

Chairman Bartolini: How often does Dr. Fraser see the dogs.

Dr. Fields: Well, he has treated one of them for the abscesses.

Chairman Bartolini: No, I mean, other than medically, how involved does he see them three or four times a week? Does he see them just for medication?

Dr. Fields: He probably see one or the other at least once a month. At least once a month, one or another of them. I've got a running bill with him.

Chairman Bartolini: What I'm trying to do to associate his bearing on the subject matter right now.

Dr. Fields: He is an expert on dogs as a vetermanian....as well as Mr. Hamel has been an expert in his position in regard to the dogs as well.

Chairman Bartolini: I have Mr. Hamel's report.

Mrs. Wingler: My first experience with the dogs, which as I said was over a year ago, I had never encountered anything like that. It was shortly after I had got my own dog. I was afraid, I was petrified when I got my dog and everything because those dogs came right up on my porch after my dog. I was frightened and I am not frightened of dogs. May I say something else. I have a dog too and I love that dog dearly. I love it almost as much as I love a child but I love children more. And if anyone at any time came to me with one complaint of the slightest chance that my dog would do any damage to a human being, I would get rid of that dog so fast as much as I love it. I would never jeopardize a child in any way because of an animal.

Mrs. Taylor: I just want to ask a question and that is, if I owned a dog and my dog bit someone, is a statement taken immediately or does it depend on the person who is the bitee?

Chairman Bartolini: The way this works is (interrupted by Mr. Waite).

Mr. Waite: Take it from me, that if this discussion continues to digress into how the dogs got out, whether people throw rocks at him in their yard and relative viciousness and a vetermanian's testimony as to the character of the dogs, all I am concerned about is that the dogs were a nuisance. They came up, they bite my children. Now I believe those are facts that can be established. And if those are facts that can be established, then the law should be carried out. It is as simple as that. I have no quarrel with her other problems.

Chairman Bartolini: Mr. Waite, we have to follow the democratic.....of the law. These people have the right to speak until we get to the point of making a decision.

Mrs. Taylor: I just wanted to know that if I had a dog and it bit someone, what do I do? What will happen to my dog?

Chairman Bartolini: Under the law, that the Town Counsel read, an investigation made by the Board of Selectmen and any action taken.....

Now if I don't hear any more objections to closing this meeting, I will close it unless anyone can add anything different that has been said.

Ladies and gentlemen, I thank you for being here tonight.

9:45 p.m. Chairman Bartolini closed this meeting re Dr. Fields' dogs.

=====

Transcribed by Marjorie R. Putnam, Clerk to the Board of Selectmen.

Marjorie R. Putnam

6/4/74

A motion was made and unanimously

VOTED: That in accordance with the General Law of the Commonwealth of Massachusetts Chapter 140, Section 157, after an investigation of a complaint of three dogs owned by Dr. Rona Fields, 82 Framingham Road having attacked three children on Overlook Drive on the afternoon of Wednesday, May 29, 1974 and the testimony of complainants Mr. & Mrs. F. Grant Waite of Overlook Dr., and of Mrs. Carole Taylor and Mrs. Doris Wingler, and testimony of Dr. Rona Fields and her daughter, the three dogs are hereby ordered in accordance with the authority granted by said Chapter 140, Section 157, to dispose of all three dogs forthwith by removing the dogs from the Town of Southborough.

A letter is to be hand-delivered this evening by the Police Department to Dr. Fields.

Marjorie R. Putnam

MINUTES OF MEETING
BOARD OF SELECTMEN

June 11, 1974

7:30 p.m. Present: Chairman Louis J. Bartolini, Selectmen Thomas W. McAuliffe, William L. Zolli, Administrative Assistant John A. Lundblad, members of the press and a representative from the League of Women Voters. Town Counsel William F. Brewin arrived at 8:30 p.m.

8:00 p.m. Legal ad was read aloud by Chairman Bartolini inviting bids for supplying gasoline to the Town of Southborough. Advertisement appeared in the Worcester Telegram May 31, 1974. NO BIDS WERE PRESENTED. This bid invitation will be advertised again and a new bid opening date is now set for 6/25/74 at 8:00 p.m.

8:15 p.m. Chairman Bartolini read aloud the legal ad as it appeared in the Worcester Telegram June 3, 1974 for Guard Rail bids. Two bids were received from the same company as follows:

Bid

1. Edward J. Baker Co., 57 Morton St., Framingham, Mass.
bid dated 6/3/74 TOTAL BID: \$27,704.00
2. Edward J. Baker Co. (same as above)
Addendum bid dated 6/5 "If 6'3" post spacing
is used without blocks:
 straight 3312 ft. price will be \$7.75/ft. \$25,668.00
 curved 38 ft. " " " 9.25/ft. 351.50

VOTED: to award bid to Edward J. Baker Co. as per 6/5/74 addendum bid.

8:30 p.m. Chairman Bartolini read aloud the legal ad as it appeared in the Worcester Telegram June 3, 1974 for Road Materials. The following bids were received:

Bids for Road Salt:

1. The Chemical Corp., 54 Waltham Ave., Springfield, Mass. 01109
20 Min. Ton T/L \$18.00
2. Eastern Minerals, Inc., 130 Plain St., Lowell, Mass. 01851
Pre-mixed salt \$18.80/ton
3. Cargill, Inc., 250 Madison Ave., Morristown, N. J.
Plant: West Upton, Mass. 17.85/ton
4. International Salt Co., Clarks Summit, Pa. 08411
Plant: Worcester, Mass. 19.90/ton

Bids for Road Materials:

5. Pyne Sand & Stone Co., Inc., 66 Fruit St., Hopkinton 01748
Crushed Bank Gravel \$1.75/ton at plant \$2.70/ton delivered
Washed sand 1.60/ton " 2.25/ton "
1½" crushed stone 2.90/ton " 3.90/ton "
Pea stone & ¾ stone 3.05/ton " 4.05/ton "

Road Materials (cont.)

5. Pyne Sand & Stone Co., Inc. (cont.)

Ordinary Borrow	.85/ton at plant	0/ton del.
	1.00/C.Y. at plant	2.00/C.Y. del.
60% sand, 40% peastone mix	2.45/ton "	3.10/ton "
Loam	3.25/ton "	4.50/ton "
screened loam	5.25/ton "	6.50/ton "

6. Penn Culvert Co., Iron Horse Park, No. Billerica, Mass.

12" ACCM Pipe

3.13/L.F.

Plant: North Billerica

7. Donel Supply Co., Inc. 244 West Boylston St., W. Boylston, Mass.

12" Asphalt coated with paved iverit -- delivered 4.17/foot

Couplings: same rate each as one foot of pipe.

8. Southeastern Construction, Inc., Box 203, Avon, Mass. 02322

Standard Catch Basin with 4" Plates 57.97 ea.

Standard Manhole with 4" Plates 57.97 ea.

9. E. L. LeBaron Foundry Co., 14 E. Union St., Brockton, Mass. 02403

NO QUOTE on catch basin frames and grates, manhole frame and cover.

10. Barretto Granite Corp., Armory Rd., Milford, N. H.

Granite Curb Inlets: straight 50.00 ea.

curved 62.00 ea.

Plant: Milford, N. H.

11. H. E. Fletcher Co., Groton Rd., W. Chelmsford, Mass.

Straight granite inlets 58.56 ea.

Mass. Std. specifications F.O.B. your truck

@ our plant, W. Chelmsford, Mass.

To truck these inlets to Southboro, the trucking charge would be
 \$93.00 above price subject to immediate acceptance and/or change with-
 out notice.

12. The Henley-Lundgren Co., 193 Hartford Pike, Shrewsbury, Mass. 01545

Bit. Conc. Top \$16.40/ton

Bit. Conc. Binder 16.40/ton

Bit. Conc. Berm 32.00/ton

Bit. Conc. Conc. Cold Patch 12.25/ton

13. Independent Bitum. Co., Inc., 205 Lowland St., Holliston

Cutback asphalts .44/gal.

Asphalt Emulsion .44/gal.

14. E. C. Murray Constr. Co., Inc., 66 South St., Framingham

Bit. Conc. top 16.85/ton

Bit. Conc. Binder 16.85/ton

Bit. Conc. Berm 1.50/ton

Plant: Ashland

15. Mystic Bit. Prod. Co., Inc., 35 Bow St. Everett, Mass.

Penetration Asphalt .44/gal.

Cutback Asphalt .44/gal.

A Law Says It's Illegal To Catch Mice Without A Hunting License

It actually happened!

In fact,
there are hundreds
of silly laws like that
in municipalities all over America.

But,
if you work
with ordinances regularly,
you know
that outdated and impractical laws
are not always amusing.

Sometimes
they can be downright dangerous.

What's more . . .
that's only one of the problems
facing communities
without a municipal code that
is complete, up-to-date
and easy to use.

We know.
Our job is to provide
codes that work.

GENERAL CODE PUBLISHERS CORP.
Setting The Record Straight

*For a free survey analysis of your current
legislation and a presentation describing
our codification services, call or write:*

**GENERAL
CODE
PUBLISHERS
CORP.**

72 Hinchey Road
Rochester, New York 14624
716/328-1810

15. Mystic Bit. Prod. Co. (cont.)

Regular emulsions	\$.44/gal.
Road tars	.49/gal.

16. Trimount Bit. Prod. Co., 1840 Parkway, Everett 02149

Cutback asphalts (plant: Everett)	.44/gal.
Asphalt Emulsion (" ")	.44/gal.
Bit. Conc. Top (plant: Ashland)	16.55/ton
Bit. Conc. Binder (plant: Ashland)	16.55/ton
" " Berm (" ")	1.75/L.F.
" Cold Patch (" ")	12.25/ton

VOTED: Unanimously, to take the above bids under advisement.

9:00 p.m. Board of Selectmen went to the Upper Town Hall and met with the Water Commissioners to discuss water rates. Present at this meeting were:

Board of Water Commissioners
 Walter Amory, Consultant to the Water Commissioners
 Julia Murphy, Clerk to the Water Commissioners
 William G. Binder, Water Superintendent
 Board of Selectmen - Messrs. Bartolini, McAuliffe and Zolli
 Administrative Assistant to Selectmen, John A. Lundblad
 Town Counsel William F. Brewin
 Miles O'Reilly (Capital Budget Planning Committee)
 Frank Wood (Advisory Committee)
 Walter White (Treasurer) and Mary White (Clerk)
 Members of the Press
 Representative of the League of Women Voters

The Water Commissioners presented to the town officials a presentation of their new water rate system which was given by Henry Valcour (former Chairman). Mr. Valcour noted that this was not a legal hearing but merely a courtesy hearing, that the Water Commissioners have the right to set rates on their own. However, they were seeking the advice and wisdom of other town officials. It was noted that this was the first rate increase in fourteen years (since 1960) and that the philosophy behind this increase was that the Water Department would become self-sufficient, that is to say, it would need no tax levy money to carry out its operating and/or capital expenses.

9:30 p.m. Chairman Bartolini and Selectman McAuliffe left the Water Commissioners hearing, returned to the Selectmen's office and met with Mr. Wesley Wallace of New England Telephone to discuss Pole Hearings on Cordaville Road and Stowe Road. No abutters or other objecting citizens were present.

A motion was made, seconded and unanimously

VOTED: to grant petitions for joint or identical pole locations to New England Telephone and Massachusetts Electric re:

Stowe Road- at a point which is approximately 614 feet north of
 Sears Road -- 1 pole

Reason: Service requirements of Tel. & Tel. Co. require additional
 pole to serve house under construction by Mr. Ceramicole.

Cordaville Road - beginning at a point which is approximately 70 feet
 south of Main Street and continuing southerly, 14 poles.
 (20 j.o. poles to be removed) Reason: Road reconstruction

Cordaville Road - at a point which is approximately 1188 feet south
 of Main Street - 1 pole

Chairman Bartolini and Selectman McAuliffe returned to the Upper Town Hall for the remainder of the Water Commissioners hearing which concluded at 10:00 p.m.

Board of Selectmen signed Treasury Warrant #93 in the amount of \$97,811.71.

Board noted signatures of many residents in the Meadow Lane area complaining about a drainage problem. Letter is to go to Mr. & Mrs. Peter I. Kallander, 14 Meadow Lane (copy going to all residents who signed the complaint) stating that it is with regret that the Selectmen can offer no specific action at this time. An investigation will be made regarding this problem and is on the high priority list to be solved as soon as feasible. However, without town meeting approval, no long-range capital expenditures can be taken.

Memo to Building Inspector Phaneuf stating that Town Counsel Brewin maintains that the use of a trailer at Plywood Ranch, Turnpike Road as a temporary warehouse is valid for up to thirty days at which time Plywood Ranch would have to seek permission of the Board of Selectmen to continue using that trailer in a business capacity. This is identified in Zoning By-Law Section 4, Subsection 2 (h).

A letter is to go to Southboro Lions Club c/o Mr. Peter M. Aspesi, 3 MacNeill Drive enclosing a copy of the latest rules and regulations governing Las Vegas Nights, Monte Carlo Nights, etc. or other fund raising activities eligible under a Beano License as furnished by the Massachusetts State Lottery Commission.

Letter is to go to Mr. & Mrs. Thomas Bates, 133 Southville Road giving them PERMISSION for a summer-long porch and yard sale. In no way should this be interpreted as a license for a home business either for antiques, second-hand furniture or for any other material.

Letter is to go to Albert E. Edmonston, C. D. Director, Sector 3B Hdqs. MCDA, Box 308, Westboro, Mass. 01581, informing him that on May 28, 1974 the Board of Selectmen appointed Edward F. Brock as Civil Defense Director for the Town of Southborough.

Unanimously VOTED: The Board of Selectmen will meet at 7:30 p.m. on the following evenings:

July 9 & 23 August 6 & 20 September 10

and every Tuesday at 7:30 p.m. thereafter.

Letter is to go to Town Clerk Berry informing him of the Selectmen's summer schedule.

Letter is to go to Reverend Richard A. Fisher, Pilgrim Church informing him that the Selectmen unanimously VOTED to allow Pilgrim Church to post signs at the locations for a fund-raising barbeque as stated in his letter of June 5.

Letter is to go to Police Chief Mattioli re: the draft of the Assabet Valley Regional Police Council Mutual Aid Agreement. The Selectmen agree with this process in principle but have several questions regarding some sections which need clarifying. These questions should be directed to the Massachusetts Police Institute, Berlin, Mass. by Chief Mattioli and a report given to the Selectmen before they will affix their signatures to this Agreement.

Unanimously VOTED: to appoint Scott McCobb as a Reserve Officer in the Southborough Police Department from July 1, 1974 to June 30, 1975.

Letters are to go to Police Chief Mattioli and Town Clerk Berry informing them of the above appointment.

Unanimously VOTED: to appoint Stanley Wright, 15 Central Street, Fayville as a member of the Registrars of Voters to fill the unexpired term until 1976.

Letter is to go to Town Clerk Berry informing him of the above vote.

Letter is to be hand-delivered to John J. Lyons, District Highway Engineer, State DPW, Worcester enclosing a copy of bid received from Traffic Systems, Inc. 24 Williams Street, Clinton, Mass. which was the successful bidder for the traffic control devices for the Town of Southborough. A copy of the legal ad was also enclosed and a copy of the bid bond for Traffic Systems, Inc. A copy of letter of Board of Selectmen dated June 5 to Traffic Systems Co. accepting their May 7, 1974 bid of \$52,852.50 was also enclosed. This is re: the installation of traffic control devices on Route 30 at Route 85 and Route 85 at Southville Road. Copy of this letter is to go to John Boland, Highway Superintendent.

Letter is to go to Storch Engineers, c/o Mr. James W. Ford enclosing a copy of the Selectmen's letter of June 5 to Traffic Systems Co. awarding the bid.

Board noted the following:

Approval received 6/10/74 from Alcoholic Beverages Control Commission re: Southboro Motor Lodge, Inc. all-alcoholic restaurant license. (Mr. Brandano changed the storage area of his liquor and had to advertise).

Approval received 6/10/74 from Alcoholic Beverages Control Commission re: Marie Chicoine, d/b/a B & M Package Store transferring Retail Package Goods Store, Wines and Malt beverages license from Bob & Bud's Package Store to Mrs. Chicoine.

Notice from Board of Water Commissioners stating they will be holding a meeting on June 11 at 8:30 p.m. in the upper Town Hall floor to discuss a new water rate schedule with the various Boards and Committees.

10:40 p.m. VOTED: to adjourn the meeting.

.....
John A. Lundblad, Administrative Assistant

JAL/mrp

BOARD OF SELECTMEN
MINUTES OF MEETING
June 18, 1974

7:30 p.m. Present: Chairman Louis J. Bartolini, Selectmen Thomas W. McAuliffe and William L. Zolli, Administrative Assistant John A. Lundblad, members of the press. Town Counsel was not present.

7:42 p.m. The Wiedeman brothers (Richard & Daniel) and their attorney John Townes met briefly with the Board of Selectmen regarding Mr. Wiedeman's application for a Common Victualler's License for 170 Marlboro Road, d/b/a The Charcoal Pit.

VOTED: to take Daniel J. Wiedeman d/b/a The Charcoal Pit, 170 Marlboro Road, application for a Common Victualler's License under advisement.

8:15 p.m. Former Town Office Building Committee met with the Board of Selectmen. All former members were appointed to the new TOWN HALL RENOVATION COMMITTEE which was created under Article 36 ATM, May, 1974.

VOTED: to appoint the following as members of the new TOWN HALL RENOVATION COMMITTEE as authorized by Article 36 ATM, May 1974:

Stanley F. Wright, 15 Central St.
John R. McCarthy, 23 High Street
Judith Swartwood, 80 Sears Rd.
Betty Davis, 17 Lyman St.
George B. Pearse, 7 Maplecrest Drive
Edward E. Lambert, 30 Richards Rd.
Arnold C. Cross, 95 Mt. Vickery Rd.

A letter is to go to the above informing them of their appointment. A copy is to go to the Town Clerk.

8:30 p.m. VOTED: to go into Executive Session to discuss personalities (Selectmen Louis J. Bartolini and Thomas W. McAuliffe, Administrative Assistant John A. Lundblad and Mr. Thomas J. Meleones, 71 Oak Hill Rd. Selectman William L. Zolli attended the Water Rate Hearing in the upper Town Hall).

9:05 p.m. Meeting with members of the Conservation Commission to discuss tree cuttings, stone walls, etc. Present were: Bruce Ey, Chairman, Ingeborg E. Tufts, Catherine D. Alsterlund, David C. Ekberg and Hamilton Armstrong. Also present was Highway Superintendent John Boland.

VOTED: to award to Pyne Sand & Stone Co., Inc. 66 Fruit Street, Hopkinton, Mass. the bid for crushed bank gravel, washed sand, $1\frac{1}{2}$ " crushed stone, pea stone and ordinary borrow as per its bid dated June 1, 1974. Letter to go to Pyne Sand & Stone notifying them of this vote with a copy to John Boland, Highway Superintendent.

VOTED: to award to E. C. Murray Construction Co., Inc. 66 South St., Framingham, Mass. the bid for bituminous berm as per its bid of June 11, 1974. Letter to go to E. C. Murray Construction Co., Inc., copy to Highway Superintendent re: this vote.

VOTED: to award to Trimount Bituminous Products Co., 1840 Parkway, Everett, Mass. the bid for bituminous concrete top, bituminous concrete binder and bituminous cold patch, as per its bid dated June 10, 1974. Letter is to go to Trimount, copy to Highway Superintendent, re: this vote.

VOTED: to award to Eastern Minerals, Inc., 130 Plain Street, Lowell, Mass. the bid for road salt as per its bid dated June 10, 1974. Letter is to go to Eastern Minerals, Inc., copy to Highway Superintendent re: this vote.

VOTED: to award to Barretto Granite Corp., Armory Road, Milford, N. H. the bid for granite curb inlets as per its bid dated June 4, 1974. A letter is to go to Barretto Granite Corp., copy to Highway Superintendent re: this vote.

VOTED: to award to Southeastern Construction, Inc., Box 203, Avon, Mass. the bid for standard catch basins and standard manholes as per its bid dated June 3, 1974. A letter is to go to Southeastern Construction, Inc., copy to Highway Superintendent re: this vote.

VOTED: to award to Penn Culvert Company, Iron Horse Park, North Billerica, Mass. the bid for 12" ACCM pipe as per its bid dated June 11, 1974. A letter is to go to Penn Culvert Co., copy to Highway Superintendent informing them of this vote.

10:10 p.m. Board met with Police Chief Francis J. Mattioli with regard to Police Department's six-month schedule July through December.

VOTED: to place Selectmen's Clerk, Nancy E. Wood at the next step rate numbered 4 effective July 1, 1974.

VOTED: to appoint to the Historic Celebration Committee (ad hoc) for an indefinite term:

John D. Gignac, 44 Latisquama Rd.
Dorothy E. Mauch, 46 Framingham Rd.
F. Grant Waite, 21 Overlook Drive
Joseph R. Duggan, 14 General Henry Knox Rd.
Lewis D. Maida, 46 Main St.
Barbara B. Cappello, 7 Carolyn Terrace
Donald F. Tebo, 100 Southville Rd.
Paul Conti, 6 Blackthorn Drive.
Beulah Callaghan, 26 Oak Hill Rd., Fayville
William S. Hayes, 90 Middle Rd.
Charles S. Tower, 211 Middle Rd.

Letters are to go to the above, copy to Town Clerk and Patricia Capone, Secretary to the Committee.

Letter is to go to DPW, Worcester, notifying them that the Annual Town Meeting of 1974 failed to release all claims and titles for vehicular bridges carrying public ways over the tracks or rights-of-way of railroads within the Town of Southborough. These are: Bridge Street, White Bagley Road, Marlboro Road and Northboro Road bridges.

Letter is to go to Mrs. Barbara Jandrue, 15 Rock Point Road informing her that the Board of Selectmen

VOTED: to grant Mrs. Jandrue permission to block off part of Rock Point Road from house numbers 11 to 21 on July 13 from 4:00 p.m. to 9:00 p.m. for the purpose of holding a street cook-out free from traffic. A lane is to be kept open for emergency vehicles i.e., Police and Fire.

Copy of this letter is to go to the Police and Fire Departments.

VOTED: to grant to Mrs. Carol A. Packard, 12 Cherry St., Fayville permission to hold a "combined family yard sale" on her premises on Saturday, June 29, 1974 and Sunday, June 30, 1974 for the hours from 10:00 a.m. to 4:00 p.m. on both days.

VOTED: to allow the Southborough Gardeners to maintain the Town Pound. Stipulations are: flowers or bushes that are planted must be maintained throughout the summer period, and any annual flowers planted in the Town Pound must be removed after first frost in the early Fall.

Letter is to go to Mrs. Herbert Ramsdell, Jr., 26 Deerfoot Road, informing her of the above vote.

Letter is to go to the School Committee c/o Herbert L. Cobb requesting the cooperation of the Committee in extending the deadline of July 1, 1974 for the use of school property abutting the land fill site on Parkerville Road. The Selectmen do not intend to fill any school property land other than the land which is already been partially landfilled, nor do they intend to bring that parcel of land to a contour higher than its original elevation. The Selectmen will continue to assume all legal responsibilities for this entire operation, including cleaning up, contouring and landscaping.

VOTED: to appoint Virginia Hulehan, 98 Southville Road as a member of the HISTORICAL COMMISSION for a term of three years.

Letter is to go to Mrs. Hulehan regarding her appointment with a copy to Town Clerk Paul Berry and Fred Quinn, Jr., Chairman, Historical Commission.

Letter is to go to Councilor Joseph Navin, Marlborough informing him that the next meeting of the Regional Transportation Authority Planning group on June 25 at 7:30 p.m. is scheduled at the same time as the Selectmen's meeting. Therefore, no one from this office can attend but Southborough is still very interested in the formation of such an authority and would hope to be involved in all future planning endeavors.

Board of Selectmen signed Treasury Warrant #94 in the amount of \$40,939.75.

Board noted:

Letter dated June 12 from Moderator Frederick A. Busconi appointing the members of the Fire Stations Study Committee (Article 35, ATM 5/74).

June 12 letter from Southborough Board of Health to the Board of Selectmen regarding the Oak Hill Road drainage problem.

June 11 letter from Department of Corporations and Taxation, Bureau of Accounts, acknowledging Selectmen's June 5 letter in which an audit was requested of the accounts of the Treasurer as soon as possible due to his resignation being effective as of July 1, 1974. An audit of the accounts will be made after July 1, 1974 and the qualification of the new Treasurer as the State's schedule will permit.

June 13 letter from Attorney John H. Schaaf stating the John A. Bartolini et als are the owners of the property on the northeasterly side of Latisquama Road and southwesterly of the N. Y. New Haven and Hartford R. R. Co. property to be used by the Town of Southboro as the site for the proposed housing for the elderly project. Mr. Schaaf is of the opinion that the present plans for drainage and water run-off of said site appear to imperil the aforesaid Bartolini property.

11:15 p.m. voted to adjourn the meeting.

JAL/mrp


John A. Lundblad, Administrative Asst.

MINUTES OF MEETING
BOARD OF SELECTMEN

June 25, 1974

7:30 p.m. Present: Selectman McAuliffe was Acting Chairman due to the absence of Chairman Bartolini, Selectman William L. Zolli, Administrative Assistant John A. Lundblad, members of the press and a representative of the League of Women Voters. (Chairman Bartolini arrived at 7:45 p.m.).

Selectmen signed warrant #95 totalling \$89,923.13.

8:00 p.m. Chairman Bartolini opened the gasoline bid hearing by reading aloud the advertisement as it appeared in the Worcester Telegram on June 15, 1974. No bids were presented. The hearing was officially closed.

8:30 p.m. Chairman Bartolini read aloud the legal advertisement as it appeared in the Worcester Telegram June 15, 1974 for one 4 cubic yard street sweeper and one 4 wheel drive front end loader. The following bids were received:

Dyar Sales & Machinery Co., 75 Concord St., North Reading Mass.

(1) 1974 MB Cruiser II, 4 cu. yard street sweeper complete per the attached specifications and including automatic transmission, Bostrom viking T-Bar seat and all requested accessories. Warranty as described in your specifications. Delivery- approximately 60 days from receipt of order \$21,783.00

H. F. Davis Tractor Co., 218 Turnpike Road, Southborough, Mass.

One used 1972 mobile sweeper Model 2TE-3 equipped as per the factory specification sheet and with the following:

four wheel type sweeper.
three cubic yard capacity.
Double gutter brooms.
dual controls.
two engines, one to propell the vehicle, one to drive the conveyor, brooms and water spray pump.
Standard transmission.
Two speed rear axle.
Tri phase air cleaners on both engines.
Fully enclosed operators compartment.
750x20 eight ply front tires.
900x20 twelve ply rear tires.
revolving dome light on top of cab.
all standard equipment as listed on factory literature.

Price delivered.....\$17,985.00

Terms: 2% for payment within 15 days.

Delivery: Stock subject to prior sale.

P.S. Deliveries on new equipment are quite unstable. This machine is available at present and is in excellent condition.

Gar Wood-Boston Truck Equip., 316 N. Beacon St., Brighton, Mass.
mobile sweeper, Model ITE 4, Coilex Broom, Dietz Revolving Light,
Water Tank Gauge,

Exclusive of Federal Tax \$24,665.00

Casey & Dupuis Equip. Corp., 340 Pleasant St., Watertown, Mass.

Wayne Model 1-964 equipped with GG-20 Cab Pressurizer and
rotary light as per our specifications.....\$23,405.00

Spare wheel and tire rear..... 530.00

back warning device..... 55.00

spare rear broom and core..... 330.00

spare wheel and tire front..... 145.00

Total \$24,465.00

Delivery Date..... 30 days

All bids were taken under advisement.

Selectman William L. Zolli made a motion which was seconded and unanimously

VOTED: to accept the bid submitted by Witt Armstrong Equipment Co., South St.
Hopkinton, Mass. for one (1) CATERPILLAR Current model 930, Ser. #41K-
3626, with less than 150 hours, equipped with $2\frac{1}{2}$ cu. yd. bucket, fully
enclosed ROPS cab, heater, defroster, directional signals amber revol-
ving beacon \$26,914.00

Alternates: #1-one 17.5 x 25.12 ply traction type tire and rim 725.00
#2-Balderson Quick Coupler Hitch with hooks installed
on loader bucket2300.00

Total of Loader plus alt. #1 & 2 \$29,939.00

Less trade on used Oliver Ser. #1-550-200 500.00

Net Delivered Price \$29,439.00

Selectman William L. Zolli made a motion which was seconded and unanimously

VOTED: that the bid for cutback asphalt and asphalt emulsion be awarded to
Trimount Bituminous Products Company.

The following people were appointed on the SOUTHBOROUGH COUNCIL ON AGING:

Ellen A. Boland, 37 E. Main St.
Edith G. Sinclair, 18 Walnut Dr., Fayville
Catherine E. Gralton, 41 E. Main St.
Eleanora F. Burke, 36 E. Main St.
Philip A. Jenks, 5 Latisquama Rd.
Judith Badavas, 19 Rock Point Rd.
Arthur R. Taylor, Jr., 22 Break Neck Hill Rd.

The above motion was made by Selectman William L. Zolli, seconded and unanimously
VOTED.

Members will be notified of their appointment, as well as the Town Clerk.

9:00 p.m. The Board of Selectmen met with the Police Association. Present were the Selectmen, the Administrative Assistant and members of the Police Association: ~~Sergeants~~ Harpster and Colleary and Officers Mattioli Durran, O'Connell and Connors.

VOTED: to grant the Pilgrim Church, Southborough, Mass. permission to close off St. Mark's Street from the intersection of Marlboro Road to the intersection of Common St. from 10:00 a.m. to 10:30 a.m. each day from July 8 thru July 12 for ecumenical bible school. A letter notifying the Pilgrim Church of this decision is being sent to Mrs. Sandra Samuels, 11 Pinecone Lane, Southborough, Mass. The Police Department will also be notified.

VOTED: to permit Mr. Alfred V. Carboni & Mr. Donald R. Petrilli, d/b/a Mama Marie's Restaurant, 106 Southville Rd., Southborough, Mass. permission to remain open on Saturday evenings until 2:00 a.m. until further notice. Copy was sent to the Police Station.

VOTED: to accept the recommendation of the Administrative Assistant to lease a Xerox 3100 photo copier as the primary photo copier for the Town of Southborough to replace the current Xerox 660II which is presently in use in the Town Hall. Letters are to be sent to Xerox Corporation as well as all unsuccessful bidders.

Letter will be sent to Mr. Paul Patterson, 44 Flagg Road in regard to parking problems and other related problems with the Little League Field in the Fayville section of Southborough.

VOTED: to call a special meeting of the Board of Selectmen for Monday, July 1, 1974 to begin at 7:30 p.m. with the primary issue on the agenda being the discussion of a transfer station building committee contract.

The Selectmen acknowledged receipt from Town Counsel William F. Brewin on the memo regarding the police department contract and interpretations of scheduling authority. The Selectmen also reviewed a memo from William F. Brewin, Town Counsel in regard to vacations and any changes which may be incurred do to the fiscal year changeover. Copy was sent to all department heads and relevant town officials.

The Selectmen acknowledged receipt of a letter from the U. S. Department of Commerce, Economic Development Administration notifying the Town of Southborough that it, along with surrounding area towns were no longer eligible for a designation as an EDA impact area.

A memo was received from the Board of Health in regard to the water and drainage problems on Oak Hill Road and Walnut Drive. The message informed the Board of Selectmen that Chief Inspector, Michael Carr of the State Attorney General's office was investigating that problem.

VOTED: to grant a common Victualler's License: to Daniel J. Wiedeman d/b/a the Charcoal Pit, 170 Marlboro Road, Southborough, Mass.

VOTED: to issue an electronic amusement license to Daniel Brandano, d/b/a Southboro Motor Lodge, 10 Parkerville Road, Southborough, Mass.

The Selectmen acknowledged receipt of the decision of the Emergency Finance Board's data of Boston, Mass. authorizing the Town of Southborough to borrow the sum of \$120,000.00 in accordance with Chapter 52, Section 11 of the Acts of 1973. These funds were voted at the Annual Town Meeting, the payment of school teachers this coming summer.

The Selectmen acknowledged receipt of the Department of Public Works approval of the summary of bids, materials to be used in 1974 for the Cordaville Road project regarding guard rails.

Selectmen received a letter from the Hartford Steam Boiler Insurance Co. informing them that Freon receiver #NB100193 brand name carrier was unsuitable according to Mass. Standards. John W. Boland, Highway Superintendent informed the Board that this has been replaced.

The Selectmen acknowledged receipt of a letter from the Planning Board designating Mr. Paul Brefka as a Planning Board representative to the Capital Budget Planning Committee.

The Selectmen instructed the Administrative Assistant to send letters to Senators Burke and Foley and Representative Reynolds in regard to the Town support of House Bill 5580.

Letter will be sent to Mr. Roger Maconi requesting his recommendation for one member of the Bicentennial Committee to serve on the Knox Trail Historical Society.

Letters will be sent to G. R. Claypool, Chairman of the Advisory Committee in regard to his three letters to the Board of Selectmen concerning proposed Department of Publics, monitoring of Building Committees and future legislation to be sponsored by the Town in relation to school budget review.

Letters will be sent to the Board of Water Commissioners and the Board of Cemetery Commissioners in regard to the DPW meeting, to the Mass. Selectmen's Association in regard to the school bill and to all Building Committee Chairmen in regard to the building committee representation.

Letters will be sent to Mrs. Swartwood, Fire Chief Brock and Highway Superintendent John Boland informing them that the Selectmen support the continual monitoring by the Advisory Committee of these building projects.

Selectmen acknowledged a letter from John M. Collins, Esq., Legal Advisor to the Mass. Police Institute. Mr. Collins answered the Selectmen's concerns in regard to the Assabet Valley Mutual Aid Agreement after which the Selectmen

VOTED: unanimously to support the Assabet Valley Regional Police Council on a mutual aid agreement.

Letter will be sent to Mr. Collins and to Police Chief Francis J. Mattioli.

Selectmen acknowledged receipt of a letter from the Board of Health concerning the condition of the landfill on Parkerville Road and set July 9, 1974 at 8:00 p.m. as a meeting time with the Conservation Commission, the School Committee, the Board of Health, the Highway Superintendent and the Board of Selectmen to discuss the issue raised in that letter.

In the administrative assistant's weekly report, an explanation of the disposition of the 13 dog complaints filed by the Marcello family against the Pessini family over the last two years was offered. Letters will go to the Marcello and Pessini's in regard to the disposition of these complaints.

Letters are to go to Law Enforcement Assistance Association, Mass. Police Institute and/or the Department of Community Affairs in regard to availability of technical assistance for an administrative study of the Police Department of the Town of Southborough.

Letter is to go to the Clerk of the Corporation, d/b/a The Limelight, Inc. in regard to the appointment of a new manager to replace the late Maurice Todisco.

NOTED BY THE BOARD:

Letter is to go to Mr. Cameron Bradley, Wolfpen Farms requesting permission for the Administrative Assistant and Highway Superintendent John Boland to personally inspect his property to determine whether or not any further quarrying could be allowed under a renewed permit.

A letter will be sent to Mr. Wesley E. Wallace, District Right of Way Agent, New England Telephone Company informing him that the Selectmen did not act on his request for a buried cable hearing because of unsatisfactory information supplied by the New England Telephone Co., regarding a buried cable petition.

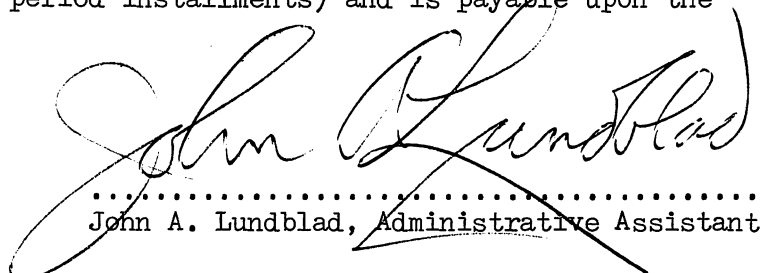
Letter to be sent to the Massachusetts Selectmen's Association, c/o Legislative Officer informing them that the Town VOTED at the Annual Town Meeting, 1974 to have the Board of Selectmen petition the Great and General court to allow the Town meeting to be able to modify the school budget by a two-thirds vote, and requesting copies of previous bills and other towns which have taken a similar approach in regard to review and modification of school budgets.

Letters to go to Lugia's Sandwich Shop, c/o Joseph Bennett, Proprietor and Fayville Athletic Association, c/o Mr. Peter Merloni, Manager requesting an immediate response in regard to unlicensed coin-operated electronic amusement machines on their premises.

Letter will be sent to Mr. Walter White, Town Treasurer & Collector stating that the Selectmen very reluctantly accept his resignation from the position of Town Treasurer for the Town of Southborough.

Letter will be sent to Fred L. Baker, Sr., Town Accountant stating that the Board of Selectmen reviewed his June 20, 1974 letter to Mr. Gordon McGill, Director of the Bureau of Accounts in regard to longevity pay and that the Selectmen concurred with the informal ruling of Town Counsel William F. Brewin that longevity pay is payable in weekly installments (or standard pay period installments) and is payable upon the anniversary date of each employee.

Meeting adjourned at 11:00 p.m.


.....
John A. Lundblad, Administrative Assistant

MINUTES OF MEETING
BOARD OF SELECTMEN

SPECIAL MEETING

July 1, 1974

The Board of Selectmen held a special meeting on July 1, 1974. Meeting was convened at 7:55 p.m. Chairman Bartolini, Selectman Zolli, Administrative Assistant Lundblad and Walter White, Town Treasurer, were present.

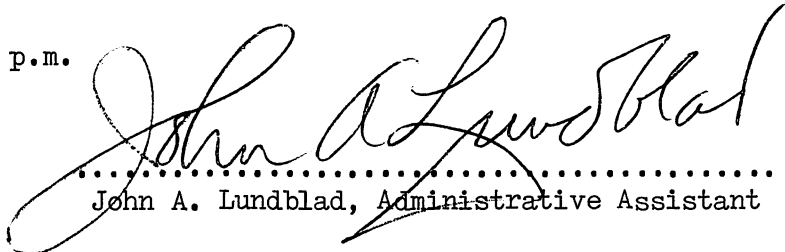
The Selectmen voted to go into executive session with those persons present to discuss personalities and town finances.

The Selectmen came out of executive session at 8:05 p.m. announcing that Walter F. White, 20 Oregon Road, Southborough, Massachusetts, had been appointed temporary Treasurer in accordance with Chapter 40, Section 41 of the General Laws, as amended. This temporary appointment shall last ten days or until another is duly appointed and has qualified according to the law.

The Selectmen then reviewed the jury list and approved the fifty names proposed who had completed the informational forms.

The Selectmen reviewed the Administrative Assistant's weekly report and instructed the Administrative Assistant to attend a meeting at the Attorney General's office, Environmental Protection Division, on July 3, 1974 at 10:30 a.m.

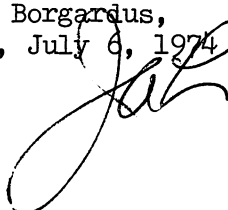
Meeting adjourned at 8:20 p.m.


.....
John A. Lundblad, Administrative Assistant

JAL/mrp

Memorandum

The Board of Selectmen VOTED to grant permission to Mrs. Carol Borgardus, 8 Atwood Street, Southborough, to hold a carport sale Saturday, July 6, 1974 at 8 Atwood Street from 10:00 a.m. to 5:00 p.m.



BOARD OF SELECTMEN
MINUTES OF MEETING

July 9, 1974

- 7:30 p.m. Present: Chairman Louis J. Bartolini, Selectmen Thomas W. McAuliffe and William L. Zolli, Administrative Assistant John A. Lundblad, members of the press and a representative of the League of Women Voters.
- 7:55 p.m. VOTED: to go into Executive Session with temporary Town Treasurer Walter F. White.
- 8:05 p.m. Meeting was re-opened. The Selectmen VOTED to appoint Walter White as temporary Town Treasurer for seven days or until another is appointed or elected according to Chapter 40, Section 41 of the General Laws as amended.
- 8:07 p.m. Selectmen met with the Board of Health, Chairman of the Conservation Committee, School Committee, the Highway Superintendent and Town Counsel in regard to environmental problem at the landfill. Those present were:

Selectmen
Administrative Assistant Lundblad
Town Counsel Brewin
Board of Health and their Secretary, Yvonne C. Sleeper
Highway Superintendent Boland
Bruce Ey, Chairman of the Conservation Commission
School Committee members Williams, Engel, R.W. Spayne, and Freeman
Stanley Tannenholtz and one other private citizen.

The environmental problem as seen by the Board of Health was outlined by Chairman Philip Mauch after which a roundtable discussion led to the consensus that no additional long-term damage to the environment would be caused by continuing the landfilling of the school property adjacent to and westerly of the existing Parkerville Road landfill. Highway Superintendent John Boland noted that this small portion of land will only satisfy six to eight weeks of town landfill needs. Chairman Bartolini reiterated the Board of Selectmen's stand that they assume all legal responsibility for the maintenance and long-term effects of this landfill operation.

- 9:00 p.m. The Selectmen met with the Council on Aging. Present were:
Ellen A. Boland, 37 East Main St.
Edith G. Sinclair, 18 Walnut Dr.
Catherine E. Gralton, 41 E. Main St.
Philip A. Jenks, 5 Latisquama Rd.
Judith Badavas, 19 Rock Point Rd.
Arthur R. Taylor, Jr., 22 Break Neck Hill Rd.

The Administrative Assistant explained briefly to the committee the procedures for starting up the Council and the Chairman of the Board of Selectmen offered the technical assistance of the Administrative Assistant during this start-up phase. The Council then adjourned to the lower town hall; convened its first meeting and elected Arthur R.

Taylor, Jr., as Chairman, Edith G. Sinclair as Secretary-Clerk. Their monthly meeting night at the Fayville Village Hall has not yet been set.

- 9:30 p.m. The Selectmen met with the Town Accountant, Fire Chief Brock, Personnel Board, Town Treasurer and Former Moderator Charles B. Swartwood. Present from the Personnel Board: Messrs. Pryor, Blood and Sisson. The issue discussed was the payment of longevity pay, specifically whether or not this pay should be given on an annual basis, or weekly or monthly basis. The consensus of the meeting was that the original intent of this article of the 1972 Annual Town Meeting was to give long-term employees a lump sum bonus for long and loyal service. This was the agreement of all present; that the payment of longevity bonus would be an annual payment.
- 9:57 p.m. The Board of Selectmen went into executive session to discuss personalities and finances with the Personnel Board.
- 10:19 p.m. The Board of Selectmen VOTED to establish a \$50.00 per machine per year license fee for electronic amusement devices. The Board of Selectmen further VOTED that such licenses would be an administrative matter and dealt with through the Selectmen's office without further vote for each individual license.

The Board of Selectmen established a Dog Law Enforcement Committee to examine the existing dog laws for the Town of Southborough. Appointed to that Committee were:

Allison R. Booth, 16 Newton St.
Roderick M. MacNeill, 20 Woodbury Rd.
Philip J. Wood, 1 Maplecrest Dr.
Mary L. Craft, 24 Walnut Dr.
and Charles F. Hamel, Boston Rd., Dog Officer was appointed as an ex-officio member.

Members and Town Clerk will be notified of the above appointments.

The Selectmen then VOTED to establish a \$50.00 fee per year for Lord's Day Licenses as a Town charge or a \$2.00 per Sunday charge. This would be in addition to the State's fee of \$50.00 per year or \$2.00 per Sunday charge.

The Selectmen then made the following appointments:

Conservation Commission:

Bruce Ey, 209 Cordaville Rd.
Daniel DeCourcy, 21 Maplecrest Dr.
Delia A. Mulvaney, 5b Atwood St., to fill the unexpired 1976 term due to John McCarthy's resignation.

Industrial Development Commission:

George N. Thibeault, 3 Flagg Rd.
Ronald O. Edgren, 7 MacNeill Dr.
(both for a term of five years)

Historical Commission - 3 yr. term

P. Brent Trottier, 50 Deerfoot Rd.

Appointments (cont.):

Clerks to the Board of Selectmen - 1 yr.

Marjorie R. Putnam, 66 Mt. Vickery Rd.

Nancy E. Wood, 38 Wood St., Hopkinton (afternoons)

Deputy Fire Chief - 1 yr.

Francis E. Ramelli, 36 Main St.

Fire Warden - 1 yr.

Edward F. Brock, 9 Latisquama Rd.

Special Constable - 1 yr.

H. Edwin Shaul, Box 85 Astor Station, Boston 02123

Clerk-Dispatcher, Police Department - 1 yr.

Willard S. Putnam, 66 Mt. Vickery Rd.

Civilian Dispatcher, Police Department - 1 yr.

William S. Baker, 11 Latisquama Rd.

Police Station Custodian - 1 yr.

Ostellio E. Gasparoni, 8 School St.

Dog Officer and Deputy Pound Keeper

Charles F. Hamel, 224 Boston Rd.

Director, Veterans Services & Burial Agent - 1 yr.

Joseph K. Murphy, 2 Park St.,

Veterans' Graves Officer - 1 yr.

George L. Burwell, 21 Newton St.

Town Hall Custodian - 1 yr.

Lewis D. Maida, 46 Main St.

Superintendent of Insect Pest Control - 1 yr.

Howard E. Truesdale, 14 Middle Rd.

Fayville Village Hall Committee - 1 yr.

John A. Baveri, 5 Valley Rd.

Caesar J. Ghiringhelli, 26 Central St.

Fayville Village Hall Custodian - 1 yr.

Phyllis Phillipo, 24 Learned St.

Public Weighers & Weighers of Coal - 1 yr.

Frank J. Douglas, 45 Boston Rd.

John J. Falconi, 9 Newton St.

Albert L. MacDonald

Albert L. MacDonald, Jr.

Mary D. MacDonald

Joseph Mauro, 37 Boston Rd.

c/o Almac Moving & Storage Co.

37 Turnpike Rd.

Fayville, Mass. 01745

Appointments (cont.):

Field Drivers - 1 yr.

Gail M. Hoss, 184 Middle Rd.

Frank J. Rossi, 7 View Hill Rd.

Frank J. Rossi, Jr., 7 View Hill Rd.

Pound Keeper - 1 yr.

Joseph Mauro, 37 Boston Rd.

Deputy Pound Keepers - 1 yr.

Charles Fantony, 69 Turnpike Rd.

Charles Hamel, 224 Boston Rd.

Fence Viewers - 1 yr.

Robert E. Hoss, 184 Middle Rd.

Andre G. Turenne, 4 Strawberry Hill Rd.

William G. Turner, 5 Flagg Rd.

Building Department - 1 yr.

Edgar A. Phaneuf, Jr., 171 Middle Rd., Building Inspector

George A. Labarre, Jr., 36 Bigelow Rd., Asst. Building Inspector
in charge of Plumbing Insp.

Joseph Dedecko, 23 Hastings St., Marlboro- Asst. Building Insp.
in charge of Plumbing Insp.

James McCaw, 19 Middle Rd., - Wiring Inspector

George A. Labarre, Jr., - Gas Inspector

Joseph Dedecko - Asst. Gas Inspector

Town Clerk will be so notified on the above appointments.

The Selectmen then directed the Administrative Assistant to request a transfer of \$1,665.00 from the reserve fund for a 4 cu. yd. sweeper voted at the Annual Town Meeting, 1974.

The Selectmen announced they will be holding a Special Meeting, Monday, July 15, 1974 to discuss the transfer station building and Town Treasurer. Town Clerk will be so notified.

Selectmen instructed the Administrative Assistant to have the Building Inspector investigate a letter of complaint against Campbell Rubbish Co. on Cordaville Rd.

Selectmen instructed the Administrative Assistant to contact the VIP Lounge in regard to continuing disturbances at that location.

Board noted June 27 letter from Dorothy J. Banks to the members of the Southborough Housing Authority submitting her resignation as a member of this Authority, effective July 20, 1974. Letter is to go to Mrs. Banks asking her to send her resignation directly to the Town Clerk.

Letter is to go to Hargraves, Karb, Wilcox & Galvani, attorneys, acknowledging their letter of July 8 in which they informed the Selectmen that the Framingham Trust Co. has been named special administrator under the will of Maurice G. Todisco by the Middlesex Probate Court and that the Framingham Trust Co. has made the decision to close the club and to seek to sell same. This subject is T. & F., Inc. d/b/a The Limelight, 1 Southville Rd.

Chairman Bartolini signed a Request for Zoning Approval, Day Care Service for Children, re: Walcott Nursery School, 14 East Main St., Southborough. Two signed forms are to be sent to Office for Children, Region V, 1001 Watertown St., West Newton, Ma. Name of applicant is Syke's Schools, Inc. signed by Patricia S. Freyheit.

Letter is to go to Southborough Motor Lodge c/o Mr. Daniel Brandano regarding the VIP Lounge as to the parking problems on Brook Lane and other disturbances at his place of business during the month of June. Mr. Brandano is advised that if complaints from the neighborhood and/or further disturbance of the peace complaints are received re: the VIP Lounge or immediate parking lot, the Board of Selectmen shall reconsider the 2 a.m. license with the option to returning the closing time to 1 a.m. without prejudice.

Letter is to go to Mama Marie's Restaurant regarding 2 a.m. licenses.

VOTED: to sign application of Roger W. Maconi for incorporation under the name of The Council of Minute Men, Inc.

Letter is to go to Secretary of the Commonwealth enclosing duly signed application for a certificate of incorporation re: the Council of Minute Men, Inc. as approved by the Board of Selectmen.

Letter is to go to The Henley-Lundgren Co., Shrewsbury regarding its letter of July 8, 1974. This company is to be advised that in awarding the bid to the lowest firm bidder, it is the opinion of the Board of Selectmen that it acted in the best possible interest of the taxpayers of the Town of Southborough. The Selectmen do not feel bound to follow the questionable legal practice of utilizing any escalation formula on the bid.

Board noted a letter dated July 1 from Paul J. Conti, 6 Blackthorn Drive regarding the drainage and grading of property Lot 105 abutting Bantry Rd. stating there seems to be some confusion as to the party responsible for the final and proper grading of the 225 northwest of Bantry Rd. abutting Mr. Conti's property. Memorandum is to go to the Planning Board enclosing a copy of Mr. Conti's July 1 letter. Letter is to go to Mr. Conti explaining that his letter has been forwarded to the Planning Board as Bantry Rd. is not a Town road.

Letter is to go to Town Hall Renovation Committee c/o Mrs. Judith Swartwood, Chairwoman stating that the Board of Selectmen reviewed the proposed agreement between the Town and A & H Browning, Architects, for the preparation of plans and specifications and the obtaining of bids for the renovation and/or reconstruction of the Town Hall. The Selectmen feel that this agreement is unsatisfactory as presented for a number of reasons.

VOTED: to hold a Special Meeting of the Board of Selectmen to be held on Monday, July 15, 1974 at 7:30 p.m. re: Transfer Station Building Committee and Town Treasurer.

Town Clerk is to be notified of above vote.

Board noted the following:

June 28 letter sent via certified mail, return receipt requested from Edgar A. Phaneuf, Jr., Building Inspector to Mr. James Malcomb, 14 Valley Rd. notifying him at this time to cease and desist all construction activity re: the building of a two-car garage due to the fact that his request of the Zoning Board of Appeals for a variance was denied at the hearing of January 28, 1974.

July 5 letter from James J. Matera, Acting Director of Water Division and Chief Water Supply Engineer, MDC, Boston answering the Board of Selectmen's request of February 21 to purchase Commission-owned land adjacent to the Sudbury Reservoir for municipal solid waste activities. MDC replied that due to the proximity of this land to the Sudbury Reservoir, this request is denied.

June 24 notice from Department of Public Utilities of a Hearing on August 7 at 10 a.m. re: rates and charges by the Massachusetts Electric Company.

July 9 letter from Town Counsel Brewin re: longevity pay and July 1 letter from Director of Accounts, Gordon McGill re: longevity pay were reviewed by the Board.

June 26 letter from the Southborough Board of Health re: the general conditions of the wet area to the rear of the dump site (on Parkerville Road) and adjacent to the Neary School property. Board of Health are having samples of the effluent taken and should then know to what extent this affects the M. D. C. property.

The Board reviewed the June 28 letter from H. F. Davis Tractor Co. re; the sweep-er bid.

Memo received July 2 from Town Counsel Brewin re: the Field Dog Case. Attorney Fred B. Williams will be representing the Town on this case. This Hearing will be continued on August 13.

July 1 memo from John Boland, Highway Superintendent stating that the air tank (Freon Received #NB100193, Carrier) has been removed from the building and that he is looking for a complete new compressor and tank for the Highway Garage.

Notice of Hearings from the Zoning Board of Appeals to be held on July 15: 7:30 p.m. petition of Philip C. Beals, Tr., 8:00 p.m. petition of Daniel J. Wiedeman.

June 26 memo from Board of Health advising that the Board of Health has issued a 6 months' sewage disposal permit to Daniel J. Wiedeman d/b/a The Charcoal Pit, 170 Marlborough Rd., copy attached.

Board of Selectmen signed Treasury Warrant #2 in the amount of \$112,728.98.

VOTED: to adjourn the meeting at 11:08 p.m.

.....
John A. Lundblad, Administrative Assistant

JAL/nw

Memorandum:

Board of Selectmen signed the following Treasury Warrants on June 29, 1974:

<u>1973-1974</u>	- #96	in the amount of \$43,742.06.
	#97	" " " " \$ 3,400.00.
	#98	" " " " \$43,073.42.
	#99	" " " " \$23,702.10.

1974-1975 - #1 in the amount of \$59,938.94.

MINUTES OF MEETING
BOARD OF SELECTMEN

SPECIAL MEETING

July 15, 1974

7:30 p.m. Present: Chairman Louis J. Bartolini, Selectmen Thomas W. McAuliffe and William L. Zolli, Administrative Assistant John A. Lundblad and members of the press.

7:30 p.m. Meeting with the Transfer Station Building Committee.
Present for the Committee: Norman E. Boiani
Robert L. Rynning
Patricia M. Capone
Selectmen
John W. Boland, Highway Supt. (Chairman)

Present for S.E.A. Consultants, Inc.: M. Anthony Lally
No representative from the Advisory Committee was present.
Town Counsel was present.

8:37 p.m. After a lengthy discussion, the committee went into Executive Session
to to discuss personalities and finances in relation to the S.E.A. Contract.
9:00 p.m.

Selectman McAuliffe made a motion which was seconded and unanimously

VOTED: to award S.E.A. Consultants, Inc. the contract for engineering work as required for the town's new refuse transfer station.

Letter is to go to Mr. Anthony Lally of S.E.A. Consultants Inc., 90 Canal Street, Boston, Mass. enclosing his duly signed copy of the contract. Copies of this letter plus copies of the contract are to go to John W. Boland, Chairman of Transfer Station Committee, Town Accountant Fred Baker and Town Clerk Paul Berry.

Letter is to go to the Advisory Committee, c/o Mrs. Louise Barber, Clerk, notifying it that a contract was signed with S.E.A. Consultant Inc. for engineering work as required for the town's new refuse transfer station.

VOTED: unanimously to appoint Walter White, 20 Oregon Road as Temporary Treasurer in accordance with Chapter 40, Section 41 of the General Laws as amended. This temporary appointment shall last for seventeen (17) days or until another is appointed and has qualified according to law.

Letter is to go to Walter White and to Town Clerk Berry re: this temporary appointment.

9:30 p.m. VOTED: to go into Executive Session with Mr. Gerald G. Papazian, 70 Deerfoot
to Road.
9:50 p.m.

Selectman McAuliffe made a motion which was seconded and unanimously

VOTED: to appoint Gerald G. Papazian, 70 Deerfoot Road, Southborough as Town Treasurer to fill the unexpired term created by the resignation of Walter White. This appointment shall become effective on August 1, 1974.

Letter is to go to Mr. Papazian notifying him of his appointment as Town Treasurer, asking him to appear before Town Clerk Paul Berry to be sworn in. Mr. Papazian is to consult with Mr. White regarding application for a Treasurer's bond.

Letter is to go to Town Clerk informing him of Mr. Papazian's appointment.

Letter is to go to Mr. Gerald G. Papazian asking him to contact the Selectmen's office for aid in filling his equipment needs for the Town Treasurer's office.

Letter is to go to the Advisory Committee c/o G. Robert Claypool, Chairman explaining that the new Town Treasurer will be needing additional equipment by the separation of this office from the joint Collector-Treasurer's office held by Mr. White. Therefore, supplemental funding may be requested from the Reserve Fund.

Letter is to go to Edward F. Brock, Civil Defense Director, asking him to see what he can find in Taunton regarding equipment for the new Town Treasurer. Mr. Papazian will get in touch with Mr. Brock as to what his needs will be.

9:54 p.m. VOTED: to go into Executive Session with the Personnel Board, Town Counsel
to and Administrative Assistant John A. Lundblad. Present for the
10:30 p.m. Personnel Board were: Joseph Prior, Edward Blood, Arthur Sisson
and clerk of the Personnel Board Mrs. Eleanor MacLauchlan. Discussion was re: personalities and finances.

The Personnel Board expressed a willingness to serve on a committee to reassess the Treasurer's position in light of the new appointment of Mr. Papazian this evening.

Letter is to go to Robert J. McDonagh, Deputy Chief Engineer, State DPW, Boston requesting that the 1973 edition of "Standard Specifications for Highways and Bridges" be mailed to Highway Superintendent John Boland, Highway Garage. Copy of this letter is to go to John Boland.

Letter is to go to Alcoholic Beverages Control Commission, Boston, notifying them that the Limelight, 1 Southville Road is now closed. Copy of a letter to be enclosed is from Hargraves, Karb, Wilcox & Galvani, Attorneys, explaining that the Framingham Trust Company has made this decision.

Memo is to go to Building Inspector re: Dawson Air-Conditioning temporary sign. The Town Counsel can find no legal basis for renewal of a permit for such sign. It is recommended that this sign be taken down. If they choose at a later date to re-erect the sign and request another temporary sign permit, it apparently is not forbidden under the by-law.

Memo to go to Board of Health re: Southborough House of Pizza--Common Victualler's License stating that a request for a common victualler's license has been received dated 7/17/74. When the Board of Health has formally acted on Mr. Rimbach's inspection, the Selectmen would appreciate a recommendation at the earliest possible time so that the license procedure can be expedited.

Letter is to go to Judith Swartwood, Chairwoman, Town Hall Renovation Committee enclosing a copy of a letter dated July 1 from the Massachusetts Selectmen's Association re: its major state-wide photography contest for municipalities. Selectmen feel that the photographs taken by the Brownings of the Town Hall are worthy of entry in this contest.

Letter is to go to Robert Hathaway, Legislative Counsel, Mass. League of Cities and Towns, Boston asking for a copy of House Bill 5864, the Zoning Enabling Act.

VOTED: to issue one day licenses for the sale of wines and malt beverages to be drunk on the premises to Pine Hill Riding Center, c/o Carol L. Cone, 29 Pine Hill Road from the hours of 8:00 a.m. to 7:00 p.m. for July 18, 19, 20 and 21, 1974 in connection with its annual horse show.

Letter is to go to Sergeant William J. Colleary, Jr. congratulating him on the receipt of an Associates Degree in Law Enforcement.

Letter is to go to Southborough News Shop, Fayville Athletic Assoc., White's Corner Restaurant, Andrea's Restaurant, Harvest Hill Restaurant and Southboro Motor Lodge, Inc. re: Lord's Day Licenses. These are the establishments which failed to respond to Selectmen's May 7 letter.

Memos are to go to Donald R. Banks, Chairman of the Southborough Housing Authority, John A. Baveri, Chairman of the Fayville Village Hall Committee, and Phillip Phillipino, Custodian of Fayville Village Hall re: the Council on Aging desiring to use the Fayville Village Hall office as their regular posted meeting place.

Memo to go to the Dog Law Enforcement Committee: Allison R. Booth, Roderick M. MacNeill, Philip J. Wood, Mary L. Craft and Charles F. Hamel (ex-officio) requesting them to meet with the Selectmen on July 23 at 8:00 p.m. to discuss the responsibilities and mandate of this committee.

VOTED: to sign Project Request, Chapter 1140 Acts of 1973 re: Cordaville Road. (DPW)

VOTED: to sign certification of the town's expenses incurred as the actual cost for the fiscal year 1974 for construction, maintenance and policing of streets and roads in accordance with Chapter 81, Section 31 as amended by Section 14, Chapter 497 of the Acts of 1971. (DPW)

The above are to be mailed to the Massachusetts Department of Public Works, 403 Belmont Street, Worcester, Attention of Miss M. Rogers. Copies of these papers are to go to John Boland, Highway Superintendent.

Board noted copies of letters received from John Boland to the Personnel Board dated July 15 requesting (1) transfer of compensation grade S-3 and one step rate increase to the rate of \$2.88 for Mrs. Ann M. Mauro, part-time secretary for the Highway Department; (2) that the following wage rates be set for the following employees of the Highway Department: Stephen Aspinwall \$3.17; Antonio J. Ramelli \$2.79 and Stephen C. Duval \$2.79; and (3) outlining the job description of Highway Department town mechanic.

VOTED: to adjourn the meeting at 10:35 p.m.


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John A. Lundblad, Administrative Assistant

MINUTES OF MEETING
BOARD OF SELECTMEN

July 23, 1974

7:30 p.m. Present: Chairman Louis J. Bartolini, Selectmen Thomas W. McAuliffe and William L. Zolli, Administrative Assistant John A. Lundblad, members of the press and Fire Chief Edward F. Brock.

VOTED: to go into executive session to discuss personalities and town finances with Fire Chief Brock.

7:40 p.m. Executive session over at this time.

The Selectmen directed the Administrative Assistant to send a letter to the Personnel Board supporting Fire Chief Brock's request for parity in the determination of fire and police overtime rates.

8:00 p.m. Board of Selectmen met with the Dog Law Enforcement Committee. Members present were: Roderick M. MacNeill, Allison R. Booth and ex-officio member Charles F. Hamel, Town Dog Officer. Chairman Bartolini instructed the members of the Committee that the Board of Selectmen felt very strongly that the dog law presently in force in Southborough is a sufficiently strong law if better enforcement techniques could be devised. Therefore, he charged the Committee with the responsibility of examining the enforcement of the present law and to examine how other area towns are dealing with similar problems.

8:30 p.m. Board of Selectmen met with Richard J. DeAngelis, attorney, Mr. Angelo Baltas and Mrs. Lena Terramani, Mr. Lawrence Kimball of the Planning Board, Town Counsel Brewin and members of the press. Mr. Baltas is the principal stockholder in the Southborough House of Pizza, Inc., 1 East Main St. Mr. DeAngelis read a prepared statement requesting a common victualler's license and Occupancy Permit for Southborough House of Pizza, Inc. He was informed by Chairman Bartolini that given the change of usage from a barbershop to a pizza establishment, the anticipated increase in traffic and the anticipated increase in the need for parking, Mr. DeAngelis would have to produce a site plan for the Southborough House of Pizza, Inc.

VOTED: to take the above request for a common victualler's license under advisement.

8:52 p.m. VOTED: to go into Executive Session with Lawrence Kimball, Administrative Assistant John A. Lundblad and Town Counsel Brewin. Executive session ended at 9:06 p.m.

9:06 p.m. VOTED: to issue a Temporary Common Victualler's License to Southborough House of Pizza, Inc., Angelo Baltas, Manager, 1 East Main Street, with the following conditions:

- (1) Hours of operation are not to exceed 10:00 a.m. to 10:00 p.m.
- (2) A certified site plan and detailed floor plan must be furnished within ten working days and approved in accordance with the Town's zoning by-laws. This Temporary License is to expire August 23, 1974.

Mr. Baltas, through Mr. DeAngelis is to be informed that his hours of operation shall be from 10:00 a.m. to 10:00 p.m. for retail business and that he must within 30 days produce a site plan for the review and comment of the Planning Board and have it accepted by the Board of Selectmen as per Section IV, subsection 10 of the Zoning By-laws of the

Town of Southborough. The Board of Selectmen authorized Building Inspector Edgar Phaneuf to issue a Temporary Occupancy Permit for thirty days.

9:10 p.m. Board of Selectmen met with Mr. William T. Currie representing B. Stone Construction Co., Inc., 30 Boston Road, Wayland; Mr. Ralph Gleason representing B. Stone Construction Co.; Mr. Burns representing AMC West, prospective American Motor Dealership for Route 9; Mr. & Mrs. Edward Blood, Realtors for Messrs. Currie, Gleason and Burn. Mr. Currie presented a development plan for a new car dealership on Turnpike Road, Southborough and requested a zoning permit from the Board of Selectmen.

VOTED: to deny a zoning permit to Mr. Currie in accordance with Section IV, subsection 4 (a) which requires Board of Appeals permit for automotive service or salesrooms.

Letter is to go to Mr. William T. Currie, c/o B. Stone Construction Co., Inc. informing him of the Board's decision to deny a zoning permit and suggested that he apply to the Zoning Board of Appeals for a variance. Copy of this letter and a copy of July 23 letter from B. Stone Construction Co., Inc. are to go to James R. Cappello, Chairman of the Zoning Board of Appeals.

9:24 p.m. Board of Selectmen met with Mr. Roger Maconi, 14 Ward Road, Mr. Cliff Mazer regarding a complaint against the Southborough Police Department. Mr. Maconi noted that on July 2 while he and his wife were vacationing in Cape Cod, his daughter, a friend of hers and Mr. Maconi's invalid father-in-law were staying in the house when a Westborough State Hospital escapee was loose in the neighborhood. Mr. Maconi was critical of the Southborough Police Department for not notifying the occupants of his house of the danger and furthermore, for indirectly instructing them to remove their horses from the field without instructing them as to the danger that might be caused by this escapee. Furthermore, he was critical of the fact that the Southborough Police Department did not inspect his premises, nor did they notify the members of his household once the escapee was caught and the danger had passed. Selectmen took these complaints under advisement and reported to Mr. Maconi that they would investigate this matter fully.

Letter is to go to Police Chief F. J. Mattioli asking him to contact Mr. Maconi and review the Police notification procedure in the event of further manhunts or searches of that nature.

Board of Selectmen signed Treasury Warrant #4 in the amount of \$76,641.17.

VOTED: to grant permission to Mrs. Dorothy Banks, 10 Chestnut Hill Road to hold a yard sale at 10 Chestnut Hill Road from 9:00 a.m. to 6:00 p.m. on August 3 and 4, as per her request of 7/22/74.

Letter is to go to Mrs. Dorothy Banks, copy to Police Department informing her of the Board's vote.

Letter is to go to Mr. J. W. Burne, O. P. Manager, Engineering, New England Telephone Co. stating that it is the opinion of Town Counsel William Brewin, the Town of Southborough does not assume any liability for any clerical procedural errors which may have negated the buried cable location permit dated October 13, 1970. This is in regard to buried telephone cable at Latisquama Road and White Bagley Rd.

VOTED: to sign letter to the Environmental Protection Agency regarding parking spaces of Data General Corporation.

One duly signed copy of this letter is to be returned to Data General c/o L. E. Donovan, Director, Property Management, complete with signature of Town Clerk Paul Berry and Town Seal affixed. One duly signed copy, complete with signature of Town Clerk Berry and Town Seal is to be sent to Mr. John McGlennon, Regional Administrator, Environmental Protection Agency, Boston.

Letter is to go to Arthur J. Williams, Trustee, Bates, Brook Realty Trust, Lexington, property owners of 27 Turnpike Road, Fayville enclosing a copy of Section IV, paragraph 10, Site Plan which enumerates the plans and procedures necessary for the opening of a new commercial establishment in Southborough.

Letter is to go to Thomas J. Grady, Cemetery Commissioner, stating that the State audit of the Cemetery Perpetual Care Fund did not slash their fund but merely reflected the value of this fund on the stock market on that particular day in 1972. This is in answer to Mr. Grady's letter dated July 12, 1974.

Letter is to go to Robert H. Perkins, Jr., Chairman, ad hoc Insurance Committee enclosing copies of the Blue Cross/Blue Shield printout for town employees and school department employees which were given to the Selectmen by Roy Russell, the town's representative.

Memo to go to Police Chief Mattioli asking for more information about overtime payments made to five policemen in July.

Letter is to go to Vildo A. Marcello, 5 Clemmons Street regarding his long-standing problem with his neighbors, the Pessinis. Letter is to go to Francis Pessini regarding this neighbor problem.

Letter is to go to New England Telephone Co., Outside Plant Manager Contract Work, Springfield regarding the company not paying for a police detail on 6/26/74. NET is to be informed that it is the obligation of the party engaged in the work to make arrangements with the Police Department to have an officer assigned on a paid detail. The Statutes provide that this service be billed by the Department for tax accounting purposes.

Letter is to go to Department of Community Affairs, Office of Municipal Planning and Management requesting the assistance of the department in two studies for the Town of Southborough; that of the Police Department and an examination of the Salary Administration Plan.

Board noted complaint dated July 3, 1974 of Mr. John B. McRae, 253 Cordaville Rd. regarding Ronald Campbell, 251 Cordaville Road alleging that Mr. Campbell is not abiding by the Board of Appeals variance dated April 14, 1965. Memo is to go to Mr. Phaneuf, Building Inspector asking him to investigate these allegations of Mr. McRae. Board noted memo from Edgar Phaneuf, Building Inspector giving his report on his investigation stating that Mr. Campbell is in violation of the ZBA variance. Letter is to go to Mr. Ronald Campbell informing him that the Building Inspector's report finds him in violation of the ZBA variance and he is to forthwith remove seventeen additional containers which were stored on the property at 251 Cordaville Rd. Copy of this letter is to go to Building Inspector. Letter is to go to Mr. McRae bringing him up to date on this matter, assuring him that Mr. Campbell will be complying with the ZBA variance.

Letter is to go to Personnel Board, c/o Joseph Prior, Jr., Chairman, regarding the Veterans Agent's office being moved to the same office as shared by the Personnel Board and the Conservation Commission. This move caused by the appointment of a new Town Treasurer will now occupy the office adjacent to Town Collector Walter White. Letter to go to the Conservation Commission regarding the same matter.

Letter is to go to Mr. Robert M. Crosby, Assistant Chief of Bureau, Dept. of Corporations and Taxation, Bureau of Accounts, informing them of the appointment on July 15 of a new Town Treasurer, Mr. Gerald G. Papazian, which is effective August 1, 1974. Again, the Selectmen respectfully request an audit of Mr. White's position as soon as possible.

Memo is to go to Water Superintendent William Binder regarding the stonewall on the north side of Middle Road. The Conservation Commission complained that this stonewall was defaced. Selectmen would like to know the extent of this damage during the recent construction of the water line extension to the Town Cemetery. Memo is to go to Highway Superintendent John Boland regarding the destruction of certain trees and stonewalls along town roads. Board would like to know the extent of such damage as complained about by the Conservation Commission in its letter of 6/25/74.

Memo is to go to Conservation Commission stating that the Board of Selectmen supports the Commission's effort to utilize the local Boy Scout Troop to develop a passive recreation facility and nature area on the Walnut Drive site. The Selectmen and the Town Counsel can find no extraordinary liability which is not covered in the current insurance which is on this site.

Letter is to go to Fire Chief Edward Brock regarding a letter dated July 22 from the Insurance Services Office, Boston in regard to its recently completed analysis of the fire defenses of Southborough. A rate decrease was noted in all categories which will amount to a decrease in premiums for all type fire insurance policies in the town. The Selectmen congratulated Chief Brock for the continued improvements that is being brought to the fire defenses of Southborough.

Letter is to go to Commissioner John Sears, MDC, Boston regarding the littering problems along Acre Bridge Road. The Selectmen believe that the City of Marlborough should be included in this cleanup program. The Southborough Conservation Commission is starting a cleanup program for this area and shall contact Mr. Ginsburg at the MDC Sudbury facility.

Board noted July 15 letter from Mass. Land Company, Weymouth stating it has a large international client who is interested in purchasing 1,000 acres of industrial land. A copy of this letter was sent to the Industrial Development Commission, c/o Carl Boudreau, Clerk.

Letter is to go to Bruce Ey, Chairman of the Conservation Commission regarding the littering problem in the Acre Bridge Road area. Copy of Commissioner Sears' June 25 letter is to be enclosed. Selectmen suggested that the Conservation Commission, perhaps with the support and assistance of the Boy Scout Troop in town, would be willing to assume a continuing responsibility for the cleaning up of the Acre Bridge section.

Letter is to go to John J. Lyons, District Highway Engineer, DPW, Worcester acknowledging Mr. Lyons' letter of July 15. The Board of Selectmen in awarding the contract for bituminous concrete (top and binder) to the second bidder, Trimount Bituminous Products Co. instead of Henley-Lundgren Co. was an exercise of Section 2.09, Page 23 of the 1973 DPW Standard Specifications for Highways and Bridges, as

was noted in Mr. Lyons' letter. It is requested that the lowest firm bidder-Trimount Bituminous Products Company be honored for reimbursement of State funds. Copy of this letter is to go to Highway Superintendent John Boland.

VOTED:(unanimously) to deny to Mr. & Mrs. David Brown, 13 Leonard Drive their request for a Zoning Permit to build a deck adjacent to their swimming pool as it would be within 10 feet of an adjacent property line and violates the zoning by-laws of the town. It is suggested that they apply for a variance from the ZBA. Copy of this letter and a copy of Mr. & Mrs. Brown's letter of July 22 are to be sent to James R. Cappello, Chairman of the Zoning Board of Appeals.

Letter is to go to Advisory Committee c/o Louise Barber, Clerk stating that the Board of Selectmen have AGREED to reserve \$1,900 from Chapter 1140 account in order to sponsor an Article at the next regular or special town meeting which would transfer this amount to the reserve fund if the Advisory Committee would be willing at this time to transfer \$1,900 from the Reserve Fund to the Sweeper Account (Article 23, ATM 1974).

Upon motions being made, seconded, it was unanimously

VOTED: to appoint Charles P. Aspesi, 57 Central Street as a member of the Industrial Development Commission to fill the unexpired term of John R. Mahoney for a term of one year.

VOTED: to appoint John Rego, 22 Deerfoot Road as a full member of the Zoning Board of Appeals for a term of one year to fill the unexpired term of Edward J. Hasbrouck, and

VOTED: to appoint Eleanora F. Burke, 36 East Main St. as an alternate member of the Zoning Board of Appeals for a term of two years to fill the unexpired term of John Rego as Alternate.

VOTED: to appoint Levio J. Cibelli, 15 Main Street as a member of the Zoning Board of Appeals for a term of five years.

Town Clerk is to be notified of the above appointments.

VOTED: to appoint Mr. Charles S. Tower, Jr., 211 Middle Road as a representative of the town on the Advisory Board of the Knox Trail Society (in conjunction with the Mass. Bicentennial Commission) for a term of one year. Town Clerk to be so notified.

Letter is to go to John J. Lyons, District Highway Engineer, DPW, Worcester regarding Chapters 81 and 90 State Aid Programs. Copy of this letter is to go to Highway Superintendent Boland and John C. O'Toole, P. E., County Engineer, Worcester Co. Engineering Dept., Court House, Worcester with a covering letter asking that he review this letter and bring this issue before the County Commissioners seeking their approval of Southborough's request for its share of these Aid Programs.

BOARD NOTED THE FOLLOWING:

July 19 letter from Southborough Planning Board stating that the Planning Board has not approved Agnes Hall's application for a Zoning Permit as she must submit a site plan regarding a lot at 12 Southville Road.

Noted by the Board (cont.):

Copy of July 18 letter from Town Moderator Frederick A. Busconi to Town Clerk Paul Berry appointing to the Advisory Committee: Mary Jane Martinson, replacing Robert C. Claypool; to the Capital Budget Committee: Alice M. Lebewohl replacing Deborah Doty; and to the Recreation Commission: Richard Muir replacing Phyllis R. Whitaker.

July 17 letter from SEA Consultants, Inc. clarifying the detailed inspection section of its contract for design of the proposed refuse transfer station for Southborough.

ZBA Decision GRANTING variance to Philip C. Beals, Trustee, on his petition re: 5 Chestnut Hill Road permitting him to subdivide one lot into two lots.

July 17 letter from D. H. Farmer, Manager, Atlantic Division, Chevron Oil Co. approving an adjustment to the base period volume.

Copy of July 1 letter from Highway Superintendent Boland to State Department of Public Health, Boston, attention of Bureau of Water Supply enclosing a report covering the use of chemicals for snow and ice removal in Southborough.

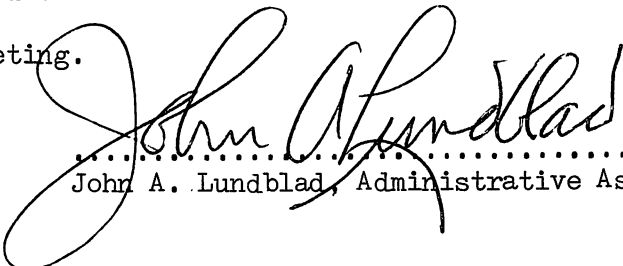
July 10 memo from Police Chief Mattioli stating that he will be on vacation from 7/14/74 through 7/27/74.

July 16 letter from Historical Commission informing the Board of their newly elected officers for 1974-75: Chairman- Frederick Quinn, Jr.
Rec. Sec.-Lee Hulehan
Cor. Sec.-Lois McCarthy

Copy of 7/15 letter from Southborough Board of Health to Superintendent of Central Mass. Mosquito Control, Natick, regarding Southborough mosquito control.

July 16 letter from Southborough Personnel Board to the Town Accountant stating that no step increases and no hourly increases and no newly hired personnel will be paid unless authorization has been received from the Personnel Board. This was sent to all department heads.

10:54 p.m. VOTED: to adjourn the meeting.


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John A. Lundblad, Administrative Assistant

Memorandum

Board of Selectmen signed July 16 Treasury Warrant (No. 3) in the amount of \$51,273.22.

JAL/mrp

BOARD OF SELECTMEN
MINUTES OF MEETING

August 6, 1974

7:30 p.m. Present: Chairman Louis J. Bartolini, Selectmen Thomas W. McAuliffe and William L. Zolli, Administrative Assistant John A. Lundblad, Town Counsel William F. Brewin, Chief of Police Francis J. Mattioli and members of the press.

7:37 p.m.

VOTED: to go into Executive Session with Police Chief Mattioli to discuss personalities and Town finances.

7:50 p.m. Executive Session ended at this time.

8:00 p.m. Board of Selectmen met with the Water Commissioners: Messrs. Barber, Valcour and Hosmer, Water Superintendent Binder, the following members of the Advisory Committee: Mrs. Duggan, Mrs. Martinson, Chairman G. R. Claypool, Francis Wood, Mrs. Barber and Mr. Mahoney, the following members of the Capital Budget Planning Committee: Mr. Tanenholtz and Mr. Knorr, Cemetery Commissioner Thomas Grady, John Boland Highway Superintendent, Town Counsel Brewin, Administrative Assistant Lundblad, members of the press and Mrs. Eltie Kiser.

Chairman Bartolini read a short prepared introduction detailing some of the basic reasons for the creation of a Department of Public Works for a town the size of Southborough and requested the support of the committees, Boards and Town officials present to establish a study committee to look into the feasibility of creating a Department of Public Works with a Superintendent responsible to a separate Board of Public Works. Chairman Bartolini requested each of the participating committees, boards or officials to contact the Office of the Board of Selectmen within fourteen days as to their proposed representative for this committee.

9:00 p.m. The Board of Selectmen held a gasoline bid opening. Selectman Zolli read the advertisement as it appeared in the Worcester Telegram July 26, 1974. One bid was presented to the Town of Southborough from the Chevron Oil Company, Eastern Division, 1200 State Street, Perth Amboy, New Jersey 08861. The bid for premium grade gasoline was \$.3760 per gallon and for regular grade gasoline \$.3410 per gallon.

VOTED: unanimously, to award the bid to Chevron Oil Company of Perth Amboy, N. J.

9:05 p.m. The Board of Selectmen met with the Southborough Housing Authority. Present were Donald Banks, Chairman, Ronald Daniels, David Taylor, Sr. and John Kilpatrick of the Housing Authority. Selectman Zolli nominated Mrs. Ellen A. Boland to fill the unexpired term of Dorothy J. Banks. A roll call vote was held and Mrs. Ellen A. Boland was unanimously ELECTED to the Southborough Housing Authority until the next election in May, 1975.

Letter is to go to Mrs. Ellen A. Boland, 37 East Main Street informing her of her being elected to the Southborough Housing Authority asking her to appear before the Town Clerk to be sworn in. Town Clerk Berry is to be notified of this vote.

The Southborough Housing Authority then met with the Council on Aging and the Board of Selectmen and the Housing Authority's architect Mr. William Adams and Steven Demos of the Department of Community Affairs. Catherine Gralton, Ellen Boland, Arthur Taylor, Jr. represented the Council on Aging. Mr. Demos made a presentation to the Board of Selectmen and the Council on Aging in regard to the possibility of a larger community recreation facility for the Housing for the Elderly Site near the center of town. Mr. Demos noted that if such a facility were to be built, the added cost would be borne by the State and not by the tenants in the housing project. However, prior to such a commitment by the State, the Town and its departments and committees must make firm commitments to the Department of Community Affairs as to the usage of that building. The Board of Selectmen assured Mr. Demos that they would poll all departments in Town together with the Housing Authority and the Council on Aging to establish as much support as possible for this very worthwhile concept. Arthur Taylor further endorsed the concept stating that the Council on Aging would welcome such a facility to serve as its office.

9:50 p.m. VOTED: to go into Executive Session with George & Agnes Hall, Edward Virginia Argent and Betty Parks to discuss personalities.

10:20 p.m. Executive Session ended.

The Board of Selectmen, in discussing the Administrative Assistant's weekly report agreed that the emergency employment job position to be allocated to the Town of Southborough through the Marlborough Consortium, should go to a Clerk-Dispatcher in the Police Department if such a position would reduce or eliminate the reliance of that department upon the answering service for the midnight to eight shift. The Board of Selectmen further noted that such a position would not be a permanent position and at the hiring of this individual it would be made clear to this new Clerk-Dispatcher that this position has not been approved by the Town Meeting and may not be approved at the next Annual Town Meeting.

The Selectmen requested the Administrative Assistant to send a letter to the Department of Public Works, District 3 requesting that the DPW look into the feasibility of widening the curve on the on and off ramp of Route 9 at the Route 85 crossover.

Cosmo D. Fabrizio, 25 Flagg Road appeared before the Board of Selectmen with a Food Pedler's License for Packaged Food and Drink - a mobile canteen. This was GRANTED by the Board of Selectmen. Mr. Fabrizio took this license with him. The 1973 Mass. State License 33-529-C.

A motion was made, seconded and unanimously

VOTED: to appoint Dorothy F. Grady, 7 Harris Drive as a Registrar of Voters for a term of three years or until a successor has been appointed and qualifies.

Letter is to go to Mrs. Grady and also the Town Clerk notifying them of the above appointment.

Letter is to go to Ms. Deborah Ecker, Bureau of Local Taxation, Division of Corporations & Taxation, Boston, informing the Bureau that at the Selectmen's meeting of July 15, it was voted to appoint Gerald G. Papazian, 70 Deerfoot Rd., to the position of Town Treasurer effective August 1, 1974. Mr. Papazian will be filling the unexpired term created by the resignation of Walter F. White.

Board of Selectmen signed Treasury Warrant #6 in the amount of \$46,910.35.

Letter is to go to Richard J. DeAngelis, Attorney for Southborough House of Pizza, Inc., regarding the site plans he submitted. This site plan does not comply fully with Section 10 of the Zoning By-laws as it does not show the exact location of the sewerage treatment system for that entire business block.

Letter is to go to Merrill S. ^{Call}Holman, Director, Air Program Protection, U. S. Environmental Agency, Region 1, Boston asking for an extension until September 30 to comply with request of EPA re: employee parking plan under the interstate air quality control division, Metropolitan Boston Plan. A list of municipal buildings in Southborough with total employees in each is to be enclosed.

Letter is to go to Chevron Oil Co., c/o Mr. Paul E. Dodge, Sales Representative enclosing two copies of various signed documents. Copies of these documents to be given to the Town Accountant.

Letter is to go to Town Clerk Paul Berry informing him that there will be a special meeting of the Board of Selectmen on Monday, August 12, 1974 at 7:30 p.m. The Selectmen plan to meet with the Transfer Station Building Committee.

Letter is to go to Marlboro's Labor Day Parade Committee informing them that there will not be a representative from the Board of Selectmen in the Town of Southborough on Monday, September 2 Labor Day Parade in Marlborough.

Letter is to go to Stanley J. Supeck, Jr., EEA Coordinator, Marlboro stating that the Board of Selectmen has AGREED to participate in the Marlboro Consortium for the Emergency Employment Act of 1971. The Selectmen propose that the position of Police Civilian Dispatcher be funded from EEA for a minimum of eight months in order that this position be fully evaluated and in order for the Selectmen to be able to bring this issue before the annual town meeting in May 1975 if they deem that action appropriate.

Letter is to go to Gertrude A. Coldwell, 8 Prentiss Street informing her that the Massachusetts Electric Co., Marlboro Division has been contacted and will be looking into the feasibility of putting a shield on the street light or removing the street light which Mrs. Coldwell has been complaining about.

Memo is to go to Police Chief Mattioli asking for more information regarding the paid detail requested by New England Telephone Co. on Boston Road.

Letter is to go to Mr. Philip C. Beals, 2 Chestnut Hill Road re: vandalism occurring at the corner of Chestnut Hill and Northboro Roads. The Selectmen feel, along with Highway Superintendent Boland that it would be inappropriate to block one lane with a concrete block or any other permanent obstruction. They feel this would constitute a safety hazard. If vandalism continues to the one way signs on Chestnut Hill Road the Selectmen will consider either making the entire road one way or the entire road two way making enforcement more efficient.

Board noted July 15 letter from Personnel Board recommending that Willard Putnam be paid the correct compensation grade for Clerk-Dispatcher- the maximum rate for S-5 effective July 15, 1974. Letter is to go to Personnel Board c/o Joseph Prior, Jr. Chairman, asking the Personnel Board to answer Police Chief Mattioli's March 1, 1974 letter requesting anniversary and step raises for a number of patrolmen in the Southborough Police Department. Letter is to go to Town Accountant informing him that due to an administrative error which occurred in the office of the Board of Selectmen, Mr. Willard Putnam has been paid at the S-7 rate instead of his proper rate of S-5.

This error should be corrected and Mr. Putnam should be returned to the maximum S-5 effective immediately. This is a clerical error on the part of the Board of Selectmen and is not viewed as a demotion or a reduction on Mr. Putnam's permanent record. Board noted a copy of a letter dated February 14, 1973 from Francis J. Mattioli, Chief of Police to the Board of Selectmen recommending that Mr. Putnam's job description and rate of salary be changed. This copy was handed to the Board of Selectmen at this August 6 meeting. Letter is to go to Personnel Board stating that the Selectmen have chosen not to re-evaluate the clerk-dispatcher position at this time but prefer to wait until a management study is completed of the Southborough Police Department.

Letter is to go to Conservation Commission, c/o Bruce Ey, Chairman enclosing reports from the Water Superintendent and the Highway Superintendent who have stated that there has been no damage to the stone wall which parallels Middle Road in the area of the water line extension.

Memo is to go to Board of Health re: 116 Main Street residence of McDonalds & Warren families. Selectmen have received a complaint in regard to a possible conversion of the barn at this address into a permanent residence. This is to be verified by the Building Inspector. Selectmen would like the Board of Health to also investigate this matter as to whether or not the barn has become a residence for either children or adults. Memo is to go to Edgar Phaneuf, Building Inspector asking him to investigate 116 Main Street in regard to the possibility that the barn at this address has been converted into a dwelling unit. Memo to go to Police Chief Mattioli regarding complaints of noise and trespass at 116 Main Street. Selectmen would like any records of any and all complaints and/or investigations carried out in regard to this property since January, 1974.

Memo to go to the Board of Health re: 116 Main St. asking the Board of Health to inspect these premises to determine any possible violations of the Health Code. The Building Inspector's investigation found that the barn at this property has not been renovated but five young men are living in this structure which two horses are also living in.

Memo to go to Board of Health re: site plan received by Selectmen for the Lamy block on East Main Street which includes the Southborough House of Pizza, Inc. The site plan fails to comply with the Site Plan By-law as it fails to locate the septic system. Selectmen would like the Board of Health to aid in the location of that septic system on this site plan so that Mr. Baltas' application for a common victualler's license can be processed immediately.

VOTED: to grant the Board of Water Commissioners permission to use the services of the Town Counsel on Tuesday, August 13 to discuss the legality of a claim by a customer.

Letter is to go to William D. Baker, 11 Latisquama Road acknowledging his letter of resignation as of August 18 as part-time Dispatcher of the police department.

Letter is to go to Richard Fannon, Chairman of the Ashland Board of Selectmen asking if it would be possible to have a copy of a study by the Department of Community Affairs on the Ashland Police Department.

Memo to Police Chief Mattioli asking the department to continue investigation alleged truck violations on Cherry and Pleasant Streets, Fayville.

Board noted the following:

July 31 letter from Town Counsel Brewin to Town Treasurer Gerald Papazian stating the liabilities of Town Treasurer. This was in answer to Mr. Papazian's July 23 letter concerning the personal liabilities of Town Treasurer.

New General Law (received 8/1/74) from the Department of Corporations and Taxation "Changes in Procedures for Bonding of Massachusetts City and Town Officials".

August 2 letter from Cemetery Commissioners asking for an opinion from the Town Counsel regarding the Newell-Leary Trust Fund and regarding Superintendent's Job Classification.

August 2 letter from Director of Accounts, Department of Corporation and Taxation stating that as of July 1, 1974 the amount of available funds or "free cash" for the Town of Southborough is \$299,827.

July 24 letter from Lois Simmons, 269 Cordaville Road complaining about the answering service handling Police Department calls at night.

July 23 letter from Civil Defense Director stating that no usable items could be found for the new Treasurer at the Taunton Warehouse for Surplus Property.

Memo dated 8/5/74 from Police Chief Mattioli explaining reasons for paying overtime to five policemen:

July 24 letter from Edward J. Hasbrouck resigning from the Zoning Board of Appeals.

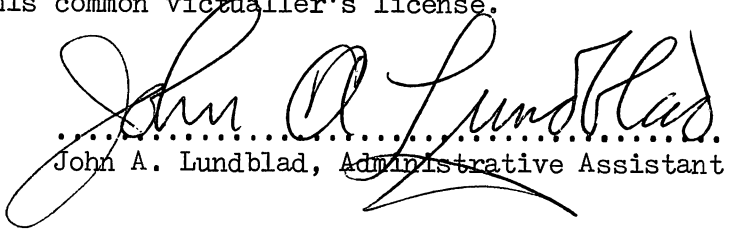
July 29 Decision from Zoning Board of Appeals GRANTING the application for a variance by Daniel J. Weideman d/b/a The Charcoal Pit, Marlborough Road.

August 2 letter from Southborough Library Trustees to Paul Berry, Town Clerk, in which he enclosed several documents regarding the drainage project approved by the ATM May 1974.

Copy of July 31 letter from the Personnel Board to Fire Chief Edward F. Brock approving his request for parity between firefighters and policemen pertaining to overtime compensation.

Board noted letter from Benjamin & Jeanette Dubick received July 31, 1974 requesting a Common Victualler's License to be issued to them d/b/a Ben's Delirama, 7 Turnpike Road. Letter is to go to the Board of Health asking them to report its findings and conditions pursuant to the issuance of this common victualler's license.

11:08 VOTED: to adjourn the meeting.


.....
John A. Lundblad, Administrative Assistant

Memorandum

Board of Selectmen signed Treasury Warrant #5 in the amount of \$20,609.18.

BOARD OF SELECTMEN
MINUTES OF MEETING

SPECIAL MEETING

August 12, 1974

7:30 p.m. Present: Chairman Louis J. Bartolini, Selectmen Thomas W. McAuliffe and William L. Zolli, Administrative Assistant John A. Lundblad, Highway Superintendent John W. Boland, Chairman of the Transfer Station Committee and Anthony Lally of SEA Consultants, Inc. Members of the Transfer Station Committee present were: Norman E. Boiani, Ernest L. Kallander, Jr., Robert L. Rynning and Patricia M. Capone. Ex-officio member L. Louise Barber, Chairwoman of the Advisory Committee was also present along with members of the press.

7:55 p.m. Meeting began. After a lengthy discussion with Mr. Lally, the Committee agreed on the bidding format and the specifications for the Transfer Station equipment. Tentative time schedule is as follows:

September 16	advertise for bids
October 15	open bids
November 4	review and award bids
November 11	start of construction
June 15, 1975	opening of transfer station

Selectman Bartolini instructed Messrs. Boland, Lundblad and Brewin to write up some basic guidelines for the hauling contracts in order for the Transfer Station Building Committee to review basic working guidelines for those contracts.

Chairman of the Board of Selectmen signed the Actual Use Report for the General Revenue Sharing Office.

The Board of Selectmen signed a Memorandum of Agreement between the Commonwealth of Massachusetts, Department of Public Works and the Board of Selectmen relative to the Southborough Chapter 90-33B Project. Two signed copies of this Agreement are to be sent to the DPW along with a copy of the contract between the Town of Southborough and Traffic Systems Co., Inc.

Chairman Bartolini signed a Police Department pass for Henry D. Pietrasiak.

Board of Selectmen signed the Town Warrant for State Primary to be held on September 10, 1974.

VOTED: to transfer all state, local and county share funds from Chapter 81 Accounts to the Chapter 90 Account as voted in the Annual Town Meeting of May, 1974 since the Chapter 81 funds are no longer available for reimbursement purposes on the State and County levels. The Selectmen feel that the intent of the Town Meeting was to provide these funds for general maintenance and construction and with reimbursement, and that only through Chapter 90 can such activity now be carried out. The maintenance and surface treatment oiling of the Chapter 81 roads shall be handled through the 1140 Account and in addition the Board of Selectmen

VOTED: unanimously to use the necessary funds from the 1140 Construction and Main-

VOTED: (cont.) tenance Account for surface maintenance for Fiscal 1975.

Memo is to go to the Town Accountant informing him of the Board's vote to pay all surface treatment (oiling) bills from Chapter 1140 Account and to transfer all Chapter 81 funds to the Chapter 90 account pending possible increase in reimbursable funds under Chapter 90.

In addition, the Selectmen request that Chapter 81 Account be reimbursed for all oiling and surface treatment to date from monies from the 1140 account.

VOTED: to issue a Zoning By-law permit to James P. Murphy, Jr. to build a single residence on Lot #87, 4 Bantry Road

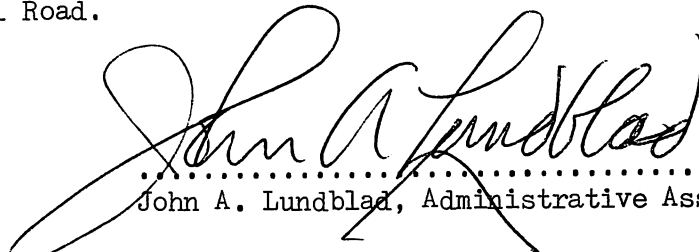
VOTED: to sign a Common Victualler's License for Benjamin & Jeanette Dubick d/b/a Ben's Delirama, 7 Turnpike Road.

Letter is to go to Mr. James Miller, 162 Marlboro Road in answer to his request to reopen his business "Bumblebee Gardens" which was located at 170 Marlboro Rd. The Selectmen ruled that the reopening of this business is not allowable under the Zoning By-laws and have declared the pre-existing nonconforming use at 170 Marlboro Road (smaller green building) as abandoned. The Selectmen feel that the only allowable use for that structure would be residential or a home business. Mr. Miller can apply now to the Zoning Board of Appeals. A copy of this letter to Mr. Miller and Mr. Miller's letter are to go to James Cappello, Chairman of the Zoning Board of Appeals.

Letter to go to Mama Marie's Restaurant stating that they have failed to comply with the Zoning Board of Appeals Variance dated 2/5/74 (Restriction #4) regarding all construction to be completed within 90 days.

Selectmen instructed Administrative Assistant to investigate the town's responsibilities with regard to Lamb Hill Road.

10:47 p.m. VOTED: to adjourn.


.....
John A. Lundblad, Administrative Assistant

JAL/mrp

BOARD OF SELECTMEN
MINUTES OF MEETING

August 20, 1974

- 7:30 p.m. Chairman Louis J. Bartolini, Selectmen Thomas W. McAuliffe and William L. Zolli met in executive session until 7:50 p.m.
- 7:50 p.m. The Selectmen met with Charles Johnson, Chairman of the Board of Assessors who announced the tax rate for fiscal 1974-75. The Assessors computation of the tax rate has been approved by the Division of Accounts and the Department of Corporation and Taxation. The rate has been set at \$46 per \$1,000 assessed value for all real and personal property in the Town of Southborough.
- 8:00 p.m. The Selectmen met with the Town Hall Renovation Committee. Judy Swartwood, Chairwoman was present as well as the following members: Betty Davis, John McCarthy, Edward Lambert and Arnold C. Cross. Jack Mahoney, representative from the Advisory Committee was also present. At this time, Town Counsel Brewin was also present. The primary issue discussed was the contract between the Town of Southborough and the consulting firm of A. & H. Browning. The Selectmen and the Town Counsel raised the following issues:
- They were primarily concerned that (1) The Brownings were not tied to the total project, (2) they felt that the construction phase is critical for the project and (3) that the architect should remain for the entire project. The Committee, Selectmen, Advisory Committee and Town Counsel agreed, after a lengthy discussion that the Brownings should be tied to the total project, however the Town should be protected from paying the entire fee if the Annual Town Meeting did not duly appropriate additional funds for the construction phase of the project. The Town Hall Renovation Committee and Town Counsel are to draft a revised contract for A. & H. Browning.
- 8:30 p.m. The Board of Selectmen met with Mr. Angelo Baltas, d/b/a Southborough House of Pizza, Inc., Mr. Richard DeAngelis, Mr. Baltas's Attorney, Mr. Gerald Lamy, owner of the property where Southborough House of Pizza is located, Mr. Bernard Meyer, Planning Board member. Mr. DeAngelis presented the Selectmen with a Site Plan for the Southborough House of Pizza. The Site Plan included parking, drainage, sewerage for the entire Lamy block and was accepted by the Board of Selectmen as submitted. However, the Selectmen chose not to force Mr. Lamy and Mr. Baltas to create all the parking spaces noted on the plan. Namely, the Selectmen and the Planning Board were of the unanimous opinion that the additional parking on Lamy property abutting East Main St. would not be requested at this time. Mr. DeAngelis then went on to request the hours of 10:00 a.m. to 11:00 p.m. be allowed for the Southborough House of Pizza. That request was GRANTED. The Selectmen instructed the Administrative Assistant, John A. Lundblad to issue a permanent common victualers license to the Southborough House of Pizza and instructed the Building Inspector to issue a permanent occupancy permit by a unanimous VOTE. the Board VOTED unanimously to accept the revised Site Plan as submitted on August 20, 1974.
- 9:00 p.m. The Board of Selectmen held a pole hearing for new service on Lovers Lane in the vicinity of Lynbrook Road. Present: Mr. Philip Jacobs, only abutting landowner, Mr. Gerald Lamy, owner of the property for which the electrical service and telephone service was being brought in, Mr. Wesley Wallace, New England Telephone Company representative. No representative of Massachusetts Electric was present. The Board of Selectmen, after reviewing the request

for bringing utility service on Lovers Lane REFUSED the petition. The Selectmen instructed the Administrative Assistant to send a letter to Mr. Wallace requesting the telephone company to study the feasibility of putting telephone utilities underground in this area. Same letter will be sent to Mr. Robert L. McCabe of Massachusetts Electric, Marlboro Division. This was a unanimous VOTE of the Board.

The Selectmen then considered the request for a Class I license from Davco, Inc., Ray B. Davis, Vice President, applying for the license at 61 Breakneck Hill Rd. The Selectmen took that license request under advisement. The Selectmen instructed the Administrative Assistant to research this matter.

The Selectmen received a letter from Edgar Phaneuf, Building Inspector, Peter Phaneuf, Fire Inspector and Francis J. Mattioli, Chief of Police in regard to the unsafe condition of the former Cordaville Woolen Mills on River Street in the Cordaville section of Town. After examining all reports carefully, the Selectmen instructed the Administrative Assistant to work with the Town Counsel, Building Inspector to inform Snowfighters, Inc. of Natick, owners of this property, of the condition of the building and to request their immediate attention to make it safe, secure, or remove it from the property.

The Selectmen noted a report from the Dog Officer and Administrative Assistant in regard to 138 names of residents of the Town of Southborough who own unlicensed dogs. The Selectmen announced that within ten days the Administrative Assistant should review this list and return it to the Dog Officer for prosecution at the Westboro District Court of all persons not licensing their dogs.

Noted by the Board:

Selectmen reviewed a letter dated August 20 from Bradford D. Nickerson, 19 Edgewood Road complaining about heavy truck traffic on this road. Letter will be sent to Police Chief requesting an investigation of this complaint.

Letter of complaint was received from Eleanor & Frederic Holtzel, 19 Overlook Drive dated August 12, 1974 regarding hazardous conditions at the intersection of Route 85 and 30. The Conservation Commission will be contacted in regard to the feasibility of cutting the trees on the Town Library grounds as was suggested in Mr. & Mrs. Holtzel's letter. The Chairman of the Southborough School Committee will be contacted in regard to school crossing guards which was another of Mr. & Mrs. Holtzel's recommendations.

Letters will be sent to Police Chief Mattioli and Highway Superintendent John Boland asking their cooperation in regard to parking problems on Brook Lane. Complaints have been received again from residents in the VIP Lounge area. Installation of No Parking signs along Brook Lane will be requested of the Highway Superintendent and the Police Department will look into the parking problems in this area.

The Selectmen signed an Automatic Amusement Device License for the Southboro Motor Lodge, VIP Lounge, Daniel Brandano, President & Manager. (1) Elimination Game and (2) Electro-Dart Game. License Number 1-1974 - fee \$100.00.

The Selectmen signed an Automatic Amusement Device License for the Fayville Athletic Association, Inc., c/o Peter D. Merloni, Manager. (10¢ slot pool table). License Number 2-1974- Fee \$50.00.

Noted by the Board (cont.):

Letter will be sent to the Water Department Superintendent William Binder informing him that when the Water Commissioners are prepared to have new pipes laid on White Bagley and Latisquama Roads, to contact the New England Telephone Company, engineering division. They will send representatives out to work with Water Department crew to determine the exact location of the buried cable so that no problems would result.

A letter was received from Carl C. Hoss, 84 Framingham Road dated August 20, 1974 regarding a horse owned by Dr. Rona M. Fields. Several other complaints were received regarding this same subject. All complaints were forwarded to the Board of Health under whose jurisdiction this subject lies.

Selectmen signed Treasury Warrant #7 in the amount of \$60,694.76.
Selectmen signed Treasury Warrant #8 in the amount of \$60,463.73.

Letter was received from Eleanora F. Burke dated August 7, 1974 declining the appointment as an alternate on the Zoning Board of Appeals due to lack of time to properly perform the duties required.

Letter was received from Town Moderator Frederick A. Busconi dated August 14 advising the Selectmen of the appointment of Russell B. Millholland of 35 Woodbury Road to the Advisory Board. This appointment fills the vacancy created by the resignation of Mr. Francis Wood.

The Selectmen were advised by the Board of Water Commissioners of the appointment of Mr. Henry C. Valcour, Jr. as a member to serve on the Committee to Study the Department of Public Works. Mr. Valcour was chosen at a meeting of the Board of Water Commissioners held on August 6, 1974.

The Selectmen were notified of the reorganizational meeting held on August 7, 1974 of the Advisory Board. The following were named: Chairperson: Mrs. L. Louise C. Barber, 63 Flagg Road and Clerk: Mrs. Jeanne M. Duggan, 14 General Henry Knox Road.

Board noted notice of classification dated August 14, 1974 from the Commonwealth of Massachusetts, Department of Youth Services, 73 Tremont Street, Boston, Mass. "Standards for Police Detention of Juveniles". This was "Approved".

Letter will be sent to Fire Chief Brock re: EPA Ozone Emission Regulations which will affect the gasoline storage facility at the Fire Station. Copy of the Regulations will be enclosed.

Letter will be sent to Highway Superintendent John W. Boland requesting enforcement of Section 7-19 of the Standard Municipal Traffic Code, Town of Southborough, Traffic Rules & Regulations restricting the use and operation of commercial vehicles having a carrying capacity of more than $2\frac{1}{2}$ tons on the following named streets or parts thereof: Winter St., Fayville, School St., Chestnut Hill Rd., Fisher Rd., Northboro Rd., Ward Rd., Main St., Boston Rd., Middle Rd., High St., Pleasant St., and Cherry St.

Noted by the Board (cont.):

Board noted a Special Delivery letter dated as received on August 7, 1974 from the United States Environmental Protection Agency, Region 1, J. F. Kennedy Federal Building, Boston, Mass. regarding the requirements of achieving a reduction in employee parking spaces and developing a plan to prohibit on-street parking by employees once their employers have reduced the available parking spaces. Employers with 50 or more employees must reduce their employee parking space by a specified amount by May 31, 1975. Cities and towns are considered employers. Letter will be sent requesting an exemption for undeveloped industrial parcels in towns lying along the extremities of this plan. A strict enforcement of these regulations will discourage future development of industrial acres lying along the western boundry of the Town of Southborough, especially since this plan does not affect the town of Westboro.

A copy of a letter sent to the Cemetery Commission from William F. Brewin, Town Counsel was review by the Board of Selectmen regarding an opinion on:
(1) Newall Trust Fund and (2) Superintendent Job Classification.

Letter from the Commonwealth of Mass., Department of Community Affairs, 141 Milk St., Boston dated August 6, 1974 referring to Mr. Lundblad's letter of July 29, asking about the possibility of assistance from the Dept. of Community Affairs office to undertake studies related to the police department and to a salary administration plan. Two staff members are on vacation but after their return, the Dept. of Community Affairs will be in touch with this office to see about further discussion of the above matters.

Copy of a letter dated August 16, 1974 from Storch Engineers to Mr. Robert H. Morse, President, Traffic Systems Company, re: Traffic Control Improvements, Chapter 90-33B requesting additional compensation under Item 809.22 Traffic Control Signal - Type 2W. This letter will be forwarded to the Mass. Dept. of Public Works for review.

Copy of letter to Paul Cunningham, Southborough representative on the Metropolitan Area Planning Council in which he concured with the proposal in regard to the Mutual Aid Agreement for the Assabet Valley Regional Police Council.

Copy of letter to Mr. Richard Tibert, Business Manager of Southborough Public Schools dated August 8, 1974 from Robert T. Tierney, P. E., Chief Engineer, Department of Public Works concerning bridges in the Town of Southborough and the Town of Northborough. This letter stated that the Board of Selectmen have the authority to post load limits on town owned bridges. They are usually advised by their Town Engineer, or by a hired Consultant Engineering Firm. This letter also advised that a town may apply to the Department for assistance in replacing or reconstructing a town owned bridge under one of the State Aid programs.

VOTED: to grant a zoning by-law permit to James P. Murphy, Jr. for a single residence at 9 Bantry Road - Lot #100

to grant a zoning by-law permit to James P. Murphy, Jr. for a single residence at 15 Bantry Road - Lot #97.

VOTED: to hold a special meeting at 8:00 p.m. on Thursday, August 22, 1974 re: Police Department. Town Clerk to be so notified.

VOTED: to increase the salary for the Administrative Assistant John A. Lundblad to \$262.50 weekly since his six-month probationary period has been successfully completed. Town Accountant and the Personnel Board will be notified.

The Selectmen approved a permit for Commonwealth Gas Co. to Use, Open, Obstruct or Occupy Waterview Terrace at house #2 from August 21, 1974 to September 21, 1974 for the purpose of installing an anode bank.

Board noted 8/19/74 letter from E.E.A. Coordinator, Marlboro Consortium approving the position of police civilian dispatcher for the Town of Southborough and stating the procedure to fill this position.

VOTED: to adjourn at 10:45 p.m.


.....
John A. Lundblad, Administrative Asst.

JAL/nw

MINUTES OF MEETING
BOARD OF SELECTMEN

SPECIAL MEETING

August 22, 1974

8:00 p.m. Present: Chairman Louis J. Bartolini, Selectmen Thomas W. McAuliffe and William L. Zolli, Administrative Assistant John A. Lundblad and Police Chief Francis J. Mattioli.

The Selectmen VOTED to go into executive session which adjourned at 9:45 p.m.

The Selectmen signed a Class 1 application for Davco, Inc. (Ray B. Davis, Vice-President), 61 Breakneck Hill Rd., Southborough, Mass. whose business is that of an Equipment Dealer which buys new tractors, loaders, dozers, both crawler type and rubber tired, trades in the same as used and sells same- 1% of the vehicles are registered.

The Selectmen discussed the traffic situation on Brook Lane and instructed the Administrative Assistant to have no parking signs between 10:00 p.m. and 6:00 a.m. placed along both sides of Brook Lane with a warning that violators will be towed. Letters will be sent to Police Chief Mattioli and Highway Superintendent John Boland requesting their cooperation in this matter.

Letter will be sent to John Boland, Highway Superintendent regarding the railroad bridge on Route 85 in the Cordaville section of Southborough, asking that a warning sign be placed on the Hopkinton side of the bridge and paint in fluorescent paint a warning on the bridge giving the height of that clearance. This is as a result of an accident involving a large truck which became stuck under the bridge.

A letter will be sent to Fred Baker, Town Accountant instructing him to draw down a pay commensurate with the hours he puts in each week. Personnel Board and the Town Treasurer will be so notified.

A letter will be sent to Gerald Papazian, Town Treasurer informing him that Miss Mary Hayes may continue in the Blue Cross/Blue Shield Plan for the Town of Southborough after her September 1 retirement. However, at this time she must pay the full share since the Town has not authorized matching payment for retirees. Copy of this letter will be sent to Jay G. Engel, Chairman of the Southborough School Committee.

VOTED: to adjourn the meeting at 10:00 p.m..


.....
John A. Lundblad, Administrative Assistant

JAL/nw

Memoranda

Board noted 8/19/74 report of Fire Inspector Peter Phaneuf on the buildings located at 15 River Street owned by Joseph A. Izor of Snowfighters, Inc.

Memoranda (cont.):

Board noted 8/16 memo from Police Chief Mattioli re: 15 River Street buildings stating that the buildings are a safety hazard. A report was attached.

August 20 memo went to Building Inspector Edgar Phaneuf stating that Snowfighters, Inc. is unable to finance demolition of buildings at 15 River St. Enclosed was Section 6, 7, 8 and 9 of Chapter 143 of the General Laws re: Building Inspector powers in the condemnation and the ordering of demolition of unsafe property.

August 21 a certified (return receipt) letter was sent to Snowfighters, Inc. attention of William Lefebvre, stating that the two structures owned by them at 15 River Street have been found to be unsafe and a public safety hazard as defined by General Laws, Chapter 143, Section 6. These structures must be made safe, made secure or removed.

August 26 memos went to Police Chief Mattioli and Building Inspector Phaneuf asking them to attend the 8/28/74 special meeting of the Board of Selectmen at 7:30 p.m. to discuss the Cordaville Mill property at 15 River Street.

August 26 - a letter went to Town Clerk Paul Berry stating that the Board of Selectmen will hold a special meeting on Wednesday, August 28, at 7:30 p.m. re: Cordaville Mill property at 15 River Street.

August 26 - a letter went to William Lefebvre of Snowfighters, Inc. asking him to attend the 8/28/74 special meeting of the Board of Selectmen to be held at 7:30 p.m.

MINUTES OF MEETING
BOARD OF SELECTMEN

SPECIAL MEETING

August 28, 1974

- 7:30 p.m. Present: Chairman Louis J. Bartolini, Selectmen Thomas W. McAuliffe and William L. Zolli, Administrative Assistant John A. Lundblad and Mr. Daniel DeCourcy.
- 7:48 p.m. The Selectmen voted to go into executive session. Present were: the Selectmen, Administrative Assistant John A. Lundblad, Police Chief Francis J. Mattioli and Sergeant Paul Beliveau. Executive session adjourned at 8:42 p.m.
- 8:43 p.m. The Board of Selectmen met with Mr. William Lefebvre representing Snowfighters, Inc. Also present at this time were Building Inspector Edgar Phaneuf, Jr., Town Counsel William F. Brewin, Administrative Assistant John A. Lundblad, Police Chief Francis J. Mattioli, Daniel DeCourcy, representing the Conservation Commission, members of the press and Mrs. Lois Simmons. No other citizens were present.

The Selectmen and Mr. Lefebvre discussed the various methods available for alleviating the public safety hazard caused by the very poor condition of the former Cordaville Woolen Mill properties on River Street in the Cordaville section of Town. The Selectmen took under advisement Mr. Lefebvre's assertion that Snowfighters, Inc. was financially incapable of demolishing the building and that it is virtually impossible to secure the building.

The Selectmen VOTED to have the Building Inspector establish a three member committee in accordance with Chapter 143 of the General Laws, to examine the condition of the buildings and to report back to the Board of Selectmen. The members of that committee are:

Edward Brock, Fire Chief
John W. Boland, Highway Superintendent
Edward Lambert

Letters will be sent to the above notifying them of their appointments.

Mr. Lambert shall be considered the disinterested third party, for purposes of compliance of Chapter 143 of the General Laws.

The Selectmen instructed the Administrative Assistant to look into the alternatives available to the Board in regard to the declaration of a state of emergency and/or the calling of a special town meeting.

Letter is to go to Mr. Gordon McGill, Director of Bureau of Accounts in regard to the above.

Letter is to go to Building Inspector Edgar Phaneuf, Jr. instructing him to place a conspicuous sign in a conspicuous location on both major Cordaville Mill buildings informing the general public of the safety hazard which the buildings constitute.

VOTED: to have "no parking 10 p.m. - 6 a.m. Violators will be towed" signs placed on both sides of Brook Lane.

VOTED: to make Winter and Summer Streets in the Fayville section of Southborough one-way, from Route 9 to Central Street.

VOTED: to grant Davco, Inc., 61 Break Neck Hill Road a Class I license - #6-1974 - fee \$10.00.

VOTED: to grant Roger Maconi, 14 Ward Road a One Day License for the sale of wines and malt beverages from the hours of 1-7 p.m. No. 8-1974-no fee.

VOTED: to grant Lugia's, 220 Turnpike Road an Automatic Amusement Device license for a coin operated "See Fun". No. 3-1974 - Fee \$50.00.

Noted by the Board:

Communication from Massachusetts Electric Co. dated August 27, 1974 notifying the Board of Selectmen of the recently enacted State Legislation, House Bill 6229, requiring that all customers' electric usage be subject to the fuel adjustment. Present street and area lighting rates include only a non-varying flat charge for fuel. Effective September 1, 1974 street lighting and private lighting rates will contain Fuel Cost Adjustment Provisions.

A letter will be sent to Mrs. L. Louise Barber, Chairwoman, Advisory Committee with a copy of the letter received from Massachusetts Electric Co. advising the Advisory Committee of this increase which will affect the 1974-75 Street Light Account budget.

Notice from Town Accountant Fred Baker who will be on vacation during the week of September 9-14.

Letter from the Commonwealth of Massachusetts, Department of Public Works, Boston regarding State Aid-Highway. Southborough will be allotted \$26,487.00 for the construction and/or improvement of public ways for Fiscal 1975. These funds are available immediately.

Communication received and filed in the office of the Town Clerk August 27, 1974 at 1:00 p.m. to Mr. Donald M. Campbell, 74 Oak Hill Rd., Southboro, Mass. re: Edmond LaRose, Jr., 69 Oak Hill Rd., Southboro, Ma.; Arthur Holmes, 73 Oak Hill Rd., Southboro, Ma.; Richard V. Zanella, 10 Walnut Dr., Southboro, Ma.; Patricia Burns, 12 Walnut Dr., Southboro, Ma.; Leon A. Packard, 14 Walnut Dr., Southboro, Ma.; Ralph F. Munzart, 16 Walnut Dr., Southboro, Ma.; from Arthur Goldstein of Goldstein & Goldstein notifying Mr. Campbell that if corrective measures are not commenced within 15 days, and to be completed within 45 days, in regard to a stream on the above-mentioned properties, an action for equitable relief to compel Mr. Campbell to restore the land to its natural state and for every damage suffered by Mr. Goldstein's clients in this regard will be sought.

Notice received from the Commonwealth of Massachusetts, Alcoholic Beverages Control Commission, Boston regarding the selling and delivering of alcoholic beverages on Labor Day, Monday, September 2, 1974. All liquor licensees will be so notified.

Letter of appreciation from Philip Beals dated August 22, 1974 for the sign placed at the end of Chestnut Hill Road.

Noted by the Board (cont.):

Letter from Robert F. Williams, 54 Deerfoot Road dated August 23, 1974 notifying the Board of Selectmen of his resignation from the Swimming Pool Committee.

Copy of a letter from Assistant Clerk of Court, Westboro, Mildred M. Petruska to Dr. Rona M. Fields, 82 Framingham Rd., Southborough, Mass. dated August 22, 1974 notifying Mrs. Fields that the Board of Health, Town of Southborough, Mass. through its Chairman and Agent has requested the issuance of a complaint against her for violation of the rules of the Board of Health for keeping a horse on her premises. This matter will be heard at 10:00 a.m. on Wednesday, September 11, 1974 at the First District Court of Eastern Worcester in Westborough. Copies of this letter were also sent to Goldstein & Goldstein, 390 Main St., Worcester, Mass. and Joseph W. Kales, Agent, Board of Health, Southborough, Mass.

Copy of a letter sent to Luke Driscoll, Clerk, First District Court of Eastern Worcester Courthouse, Lyman School Grounds, Westborough, Mass. from Rona M. Fields, Ph.D. dated August 21, 1974 stating "If any person, including any police officer, for any reason seeks a criminal complaint against me or any member of my household including my minor daughter, Miriam S. Fields, or my son, Louis Marc Fields; I request a hearing under the provisions of G. L. Chap. 218 sec. 35a and request that my attorneys, Goldstein & Goldstein of 390 Main St., Worcester, Mass. be notified of the time and place of such hearing. This notice does not involve the use of a motor vehicle."

Letter will be sent to Donald Banks, Sr., Chairman of the Southborough Housing Authority stating that the Board of Selectmen, after reviewing the request of the Southborough Housing Authority for an expanded community facility, feel that in the best interest of the Town of Southborough and the residents of this facility that such a proposal should not be sought at this time.

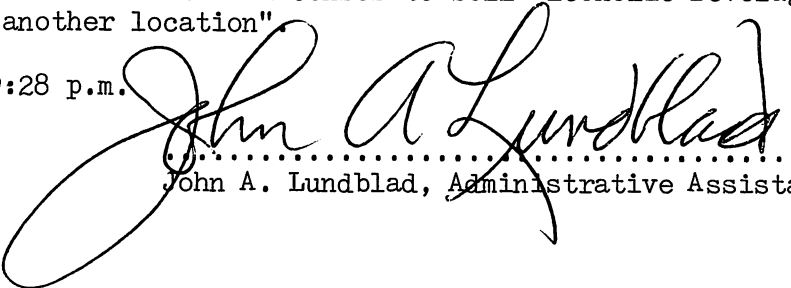
Group Insurance Questionnaire, July, 1974 for the Town of Southborough, Code No. 0796 relative to the Acceptance Provisions of G. L. Chapter 32 B, (Employees/Retirees Group Insurance Coverage) was completed and returned to the Commonwealth of Massachusetts, Group Insurance Commission, 89 Causeway St., Boston, Mass.

Letter will be sent to Mr. Bradford D. Nickerson, 19 Edgewood Rd. in regard to his complaint concerning heavy truck traffic on Edgewood Rd. Police Chief Mattioli will be asked to investigate and report on this problem.

Letters will be sent to Mrs. Elizabeth A. Parks, 85 Main St., Mr. & Mrs. George Hall, 104 Main St., and Mr. & Mrs. Edward E. Argent, 87 Main St. concerning the property at 116 Main St. (Warren & MacDonald families).

The Board noted an approval on July 3, 1974 concerning Chapter 455 "An Act extending for two years the time within which certain licenses to sell Alcoholic Beverages may be reserved for transfer to another location"

VOTED: to adjourn the meeting at 9:28 p.m.


John A. Lundblad, Administrative Assistant

MINUTES OF MEETING
BOARD OF SELECTMEN

September 10, 1974

8:00 p.m. Present: Chairman Louis J. Bartolini, Selectmen Thomas W. McAuliffe and William L. Zolli, Administrative Assistant John A. Lundblad, members of the press, a League of Women Voters representative, Town Counsel William L. Brewin and one citizen.

This meeting began at 8:00 p.m. since the Massachusetts Primary Election was still going on until this time.

8:00 p.m. Deputy Sheriff Kenneth Mallett, Town Clerk Paul J. Berry witnessed the drawing of two jurors for Traverse Jury, Superior Court, October. Jurors selected were: John H. Maley, Jr., 8 Winchester Street and Donald G. Hamelin, 193 Main Street.

8:03 p.m. Board of Selectmen met with the ad hoc Committee to Study the Feasibility of the Historic District for the Town of Southborough. Members present were: Lois H. McCarthy, P. Brent Triottier, Frederick J. Quinn, and Virginia Hulehan. Mrs. McCarthy presented a proposal to the Board of Selectmen which the Historical Commission is about to submit to the National Park Service. The Historic Register Program does not place in fact, the same restrictions as the Historic District Program and offers a number of benefits. The Selectmen took this proposal under advisement and reported to the Committee that this proposal would be brought out at the Around-the-Town Meetings during the month of October.

The second matter of business concerned the creation of new historic districts. Mr. Quinn proposed the following districts be studied by a Historic District Study Commission to be appointed by the Selectmen: (1) the Willow Brook Farm, 1680 Farm which has the full support of Mr. Arthur St. Maurice, the owner of this property; (2) the mill housing along Southville Road near the corner of Woodbury Road and the government; and (3) nonprofit buildings surrounding the common in the Center of Town. Mr. Quinn noted that there were numerous mistakes in the last attempt to create a Historic District in the Town of Southborough and that any future committee would obviously learn from these mistakes. According to Mr. Quinn and Mrs. McCarthy, any Historic District Study Committee should not bring a district before the town meeting unless all taxpayers involved approve of the concept and fully support it. The Selectmen took the proposal under advisement and informed the committee that they would have a decision by September 17, 1974.

8:30 p.m. Highway Superintendent John W. Boland met with the Selectmen, Town Counsel William Brewin and Administrative Assistant Lundblad. Mr. Boland prepared specifications for the demolition for the so-called Cordaville Mill buildings, 15 River St., Southborough. The Selectmen accepted the survey of the property done by Messrs. Boland, Brock and Lambert and upon reviewing these documents in consulting with Mr. Boland, the Selectmen

VOTED: unanimously to declare a State of Emergency due to the fact that the conditions of the so-called Cordaville Mill properties are of extreme hazard and dangerous to the public safety of the citizens of the Town of South-

VOTED: (cont.) borough and should under the provisions of Chapter 143 be demolished.

Certified letter, return receipt requested is to go to William Lefebvre, representing Mr. Joseph Izor, Snowfighters, Inc., from Edgar Phaneuf, Jr. informing him that his properties are still unsecured, not safe, or not removed and, therefore, that under the provisions of Chapter 143 of the General Laws, he is being ordered once again to make them safe, make them secure or remove them or face the possibility that the Building Inspector will go onto said property and may order the buildings demolished. Copy of this letter is to go to John Wiggin of Newton-Waltham Bank, Waltham.

Letter is to go to Mr. Anthony Galluccio, General Counsel, State Department of Labor and Industries requesting exemption from bidding laws for the State of Emergency. In addition, a request will be made to furnish hourly wage rates for the demolition contractors.

Town Accountant Baker and Town Treasurer Papazian are to be notified of the vote declaring a state of emergency for the purpose of removing the buildings at 15 River Street (old Cordaville Mills).

Board of Selectmen then instructed Highway Superintendent Boland to send out specifications, as approved by the Selectmen to at least fifteen demolition contractors in the region. The opening date for said bids shall be Tuesday, September 17, 1974 at 8:00 p.m.

9:00 p.m. Selectmen met with Mr. Edmond LaRose and Mr. Arthur Holmes of Oak Hill Road regarding the public health hazard on Oak Hill Road caused by the alleged blockage of a drainage culvert on the property of Mr. Campbell. Mr. Holmes and Mr. LaRose were requesting the Selectmen to take emergency action similar to that action taken at the Cordaville Mills which was designed to alleviate a public safety hazard whereas on Oak Hill Road they feel that this is a public health hazard which must be alleviated in a similar fashion. The Selectmen informed Messrs. LaRose and Holmes that the problems experienced in the Cordaville Mills come under the jurisdiction of public safety and therefore the Selectmen, while the problems in regard to Oak Hill Road are more directly a result in public health and therefore under the purview of the Board of Health.

9:30 p.m. Board of Selectmen met with New England Telephone Right of Way Agent, Wesley Wallace with regard to a permit to lay and maintain underground conduit and manholes with wires and cables under the surface of the following public ways:

Latisquama Road - from existing Telephone Pole 21 which is approximately 584 feet north of White Bagley Road, southerly on and along the westerly side of the traveled way for approximately 584 feet of buried cable.

White Bagley Road - from the junction of Latisquama Road southerly on and along the westerly side of the road to Pedestal #2 for approximately 1,008 feet of buried cable and two pedestals.

Also present were John Boland, Highway Superintendent; William Binder, Water Superintendent; Julia Murphy, Water Department clerk and representing the Board of Water Commissioners were Messrs: Hosmer and Barber. Mr. Wallace requested that the Board of Selectmen grant a valid permit for the already installed buried cable along White Bagley and Latisquama Roads since the permit rests with a technical failure on the part of the office of the Board of Selectmen. After much discussion, the Board of Selectmen and the Town Counsel and Mr. Wallace agreed that any further buried cable would be more closely monitored. However, the Selectmen

VOTED: unanimously to grant this petition as requested.

9:45 p.m. John Boland met with the Selectmen in regard to the revision of Section 7.19 of the Traffic Regulation Code for the Town of Southborough. Mr. Boland will be revising this section which restricts truck traffic on certain town roads.

The Selectmen then discussed Chapter 90 funding with Mr. Boland in regard to the final timetable for the Main Street reconstruction work. Next, the Selectmen discussed with Mr. Boland the preliminary plans for the Transfer Station. Mr. Boland received three sets of those plans for review. One was given to the Board of Selectmen for their review and comment and distributed one to the other members of the committee. Mr. Boland further noted that the site plan included in these preliminary plans would allow the Town Counsel to draw up basic request of Commonwealth Gas Company in the very near future at which time Messrs. Lundblad and Brewin would contact Commonwealth Gas and negotiate for the transfer of the ownership of that parcel of land. The Selectmen scheduled a one-hour meeting on September 17 from 8:30 p.m. to 9:30 p.m. with the Transfer Station Committee to discuss the specifications to get the project to bid as soon as possible.

Selectmen instructed the Administrative Assistant to contact the owners of Mama Marie's Restaurant to inform them to cease using the parking lot on the southerly side of Southville Road until all terms and conditions of their Zoning Board of Appeals Variance (dated 2/5/74) have been met. Failure to begin compliance with these restrictions may ultimately result in a revocation of said permit.

Selectmen instructed the Administrative Assistant to contact A. Brooks Harlow, Headmaster of Fay School in regard to the parking problems experienced at that location along Route 30. Memo is to go to Police Chief Mattioli regarding the pedestrian and parking problems in the Route 30/Fay School area asking him to investigate this problem and offer solutions which would alleviate the traffic problem but not place an unreasonable burden upon Fay School.

Selectmen instructed the Administrative Assistant to look into the sixth building at the Cordaville Mill Site which is not owned by Snowfighters, Inc. and to begin proceedings to secure, make safe or remove said structure.

Letter is to go to Mr. Clayton Rock, Jr. 1 Lynbrook Rd. re: the excavating of earth from his property at the intersection of Lynbrook Road and Route 30. He is to be advised that the zoning by-laws of the Town of Southborough require a permit from the Board of Selectmen. He is to cease this activity until such a permit is sought and granted from the Selectmen's office. Copy of this letter is to go to the Police Department.

Letter is to go to Commissioner John W. Sears of the MDC requesting permission to use some excess fill from the construction activity at the MDC Marlboro Brook filter beds in Marlboro to be used as cover at Southborough's Parkerville Road landfill.

Memo is to go to Highway Superintendent John W. Boland regarding railroad crossings. As Chapter 601 of the Acts of 1974, becoming effective October 23, 1974, places the responsibility for repair of railroad crossings at the grade in the Town of Southborough, Highway Superintendent Boland is to look into the cost feasibility and timetable of repairing at least the Fayville crossing.

Letter is to go to Joel S. Sonnabend, Chairman of the Ambulance Committee in the Town of Ashland, stating that his letter of September 1 has been forwarded to Fire Chief Edward Brock who is administratively responsible for ambulance service in Southborough.

Memo is to go to Police Chief F. J. Mattioli asking him to review his records and police reports over the last 3-5 years to determine if any pedestrian accidents or fatalities have occurred in the area of Route 9 and Parkerville Road. The Board of Selectmen are considering applying for a pedestrian/bike path bridge over Route 9 in this area.

Letter is to go to Town Treasurer Gerald Papazian authorizing payment of the town share of life insurance payments for Miss Mary J. Firmin for an indefinite period of time, until her return to work or retirement.

Letter is to go to Town Treasurer Gerald Papazian authorizing Miss Mary Hayes to remain on the town life insurance group plan as long as Miss Hayes pays the entire premium for her policy.

Letter is to go to Town Treasurer Gerald Papazian authorizing him to pay the increased Medex rates as per fiscal 1974 contract between Blue Cross/Blue Shield and the Town of Southborough.

Memo is to go to John Boland, Highway Superintendent asking him to investigate the report that unnamed persons are destroying and/or disassembling stone walls along Valley Road. These stone walls demarcate the landtaking for Valley Road and should be preserved.

Memo is to go to Police Chief F. J. Mattioli asking him to check the alleged speeding on Valley Road between 4 and 5 p.m.

VOTED: to hold a Special Meeting at 8:00 p.m. on Thursday, September 12, 1974, to interview prospective civilian dispatchers for the Police Department.
Town Clerk to be so notified.

VOTED: to grant Zoning By-Law Permits to the following:

David W. Geever - to build a single family residence at 32 Oregon Rd. (lot #5)
James P. Murphy, Jr.- to build a single residence at 10 Bantry Rd. (lot #90)
B & B Realty Trust, John A. Bartolini- to build a single residence at
11 Edgewood Road (105 #3)

Selectmen signed DPW Chapter 90 Priority Road Request for Fiscal Year 1976 (beginning July 1, 1975 to June 30, 1976) regarding Cordaville Road and Main Street.

Selectmen signed DPW Chapter 90 Construction and/or Improvement request for Fiscal 1975.

Board noted the following:

September 9 letter from Police Chief Mattioli informing the Selectmen that he will be attending a meeting of the International Association of Chiefs of Police in Washington, D. C. from September 20-29 and listed the officers in charge.

August 27 letter from Maynard Board of Selectmen regarding the appointment of a superintendent director of the Assabet Valley Vocational School and his qualifications for this position.

September 8 letter from the Council on Aging endorsing the concept that would provide an enlarged community building at the Elderly Housing Facility.

September 5 letter from State DPW, Worcester, re: dates various bridges were last inspected.

Copy of September 9 letter from Stanley F. Wright to Town Clerk Paul Berry resigning from the Town Office Building Study Committee as he has been appointed to the Advisory Committee.

Copy of August 28 letter from Moderator Frederick Busconi to Town Clerk Berry advising Mr. Berry that he has appointed Stanley Wright to the Advisory Committee filling the vacancy created by the resignation of Robert G. Claypool.

August 26 memo from Police Chief Mattioli enclosing copies of two complaints re: VIP Lounge (Southboro Motor Lodge, Inc., owner) Route 9.

September 3 opinion by Town Counsel William F. Brewin re: Historical Commission, Town Clerk and Old Vital Statistic Records.

September 3 letter from Gordon McGill, Director of Accounts, approving payment of not more than \$30,000 re: demolition of Old Cordaville Mills, 15 River Street. Copy went to Advisory Committee.

Memoranda:

On August 27, the Board of Selectmen signed Treasury Warrant #9 in the amount of \$28,412.81.

On September 3, the Board of Selectmen signed Treasury Warrant #10 in the amount of \$87,802.13.

On September 10, a letter was sent to Mr. & Mrs. Patrick F. McCann regarding a pedestrian and bicycle bridge over Route 9 in the vicinity of Parkerville Rd. The Selectmen have contacted the State DPW, Worcester and learned that data is needed to convince the State DPW that a bicycle crossing is necessary for the safe and easy access

Memoranda (cont.):

of the citizens of Southborough to and from their schools and residential areas.

On September 9 a memo was sent to John Boland, Highway Superintendent asking him to see that the political signs in the P. I. E. area are removed. Another memo was sent to Mr. Boland asking him to see what could be done to cover two holes in the floor of the Planning Board office. Planning Board also would appreciate shelves placed on their office wall.

September 6 a letter was sent to Southborough Planning Board acknowledging their letter of 9/6 regarding the unacceptable site plan for a Motor Vehicle Maintenance Center filed by the New England Telephone Company which does not conform with the requirements of the Site Plan By-Law. NET have been informed and have been sent a copy of the Site Plan By-Law. A new site plan is to be drafted. NET is about to file for a Hatch Act hearing since on their site plan A-1, they anticipate filling the swamp land north of Route 9 in the vicinity of Western Electric Co.

Letter was given to Town Clerk Paul Berry on September 5 notifying him that the Selectmen will be meeting every Tuesday night at 7:30 p.m. and have scheduled their Around-the-Town meetings to be held on October 3 at the Mary Finn School, October 10 at the Fayville Village Hall and October 17 in the Upper Town Hall.

Letter was sent on September 4 to Massachusetts Department of Public Health asking assistance in the reducing of utility companies fuel adjustment charges. (MDFH held public hearings to consider revision of the state's implementation plan for the Clean Air Laws).

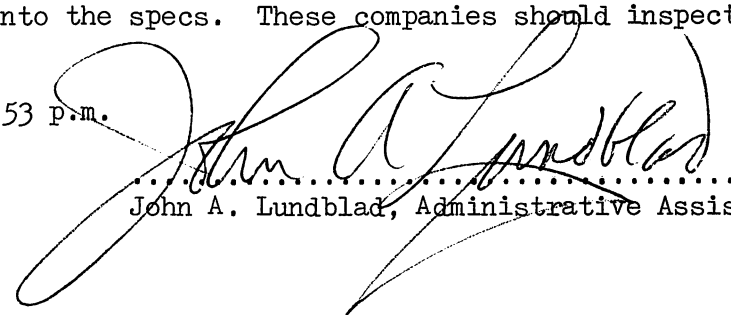
September 5 a letter went to Robert F. Sheehan, Chairman of Town Government Organization Committee, Granby, Mass. asking for information on the position of an Administrative Assistant to the Board of Selectmen as Granby is considering establishing this position.

September 4 letter was sent to Mrs. Francis R. Pessini, Pine Hill Rd., informing her that Mr. Marcello (her neighbor) has but one unregistered vehicle on his property and according to the Town by-law, it is only after two unregistered vehicles are kept on a person's property that a violation occurs.

September 5 a letter was sent to Mrs. Robert Nelson, 246 Cordaville Rd. giving her permission to hold a yard sale on the Richards Rd. side of her property on Sept. 8 from 10 a.m. to 4 p.m. Copy of this letter was sent to Police Department.

Memo was sent September 5 to Highway Superintendent Boland regarding the demolition of the Cordaville Mill buildings at 15 River St. Names of several wrecking companies and their telephone numbers were listed for Mr. Boland to contact so that specifications could be drawn up so that if a State of Emergency is declared, the Selectmen could approve the basics which go into the specs. These companies should inspect the site and offer a rough estimate.

VOTED: to adjourn the meeting at 10:53 p.m.


.....
John A. Lundblad, Administrative Assistant -

MINUTES OF MEETING
BOARD OF SELECTMEN

SPECIAL MEETING

September 12, 1974

8:00 p.m. Present: Chairman Louis J. Bartolini, Selectmen Thomas W. McAuliffe and William L. Zolli.

8:00 p.m. Board of Selectmen interviewed Scott McCobb for the Emergency Employment Act (EEA) sponsored full-time position of civilian police dispatcher.

8:10 p.m. Roderick M. MacNeill did not appear for his interview.

8:30 p.m. Miriam N. Carpenter was interviewed for the part-time civilian police dispatcher position.

8:40 p.m. Daniel F. Brock was interviewed for the part-time civilian police dispatcher position.

8:50 p.m. Frank Moore was interviewed for the part-time civilian police dispatcher position.

Selectman McAuliffe made a motion which was seconded and unanimously

VOTED: that Scott McCobb be appointed as EEA sponsored full-time civilian police dispatcher on the midnight to 8 a.m. shift.

Selectman Zolli made a motion which was seconded and unanimously

VOTED: that Daniel F. Brock be appointed to the part-time civilian police dispatcher position on the midnight to 8:00 a.m. shift.

Letter is to go to Daniel F. Brock, 9 Latisquama Road informing him of his appointment as part-time civilian police dispatcher for a term of one year. Town Clerk is to be so notified.

Letter is to go to Scott McCobb, 10 Red Gate Lane informing him of his appointment as Emergency Employment Act Funded full-time civilian police dispatcher position. Town Clerk is to be so notified.

Letter is to go to Richard Adrian, EEA Coordinator, Marlboro Consortium informing him that on September 12 Mr. Scott McCobb was appointed to the EEA funded position of civilian police dispatcher.

Letter is to go to the Advisory Committee regarding the above two appointments to the police department. Mr. McCobb is to begin on the midnight to 8 a.m. shift on Sunday, September 15. The EEA funds for this position should last through March, 1975 and perhaps until the end of the current fiscal year. The Selectmen are using this position as an experiment with a 24-hour-day/7-day-week police station to determine whether this public service is necessary for the public safety of the


Town and the Selectmen are not intending to create a new position without first contacting all necessary Town boards and officials and the annual town meeting.

Letter is to go to Town Treasurer Gerald Papazian informing him of the Board's appointment of Scott McCobb to the position of full-time civilian police dispatcher to be funded by the Emergency Employment Act. Payroll vouchers are to be attached with an explanation of what data EEA, Marlborough Consortium wants.

Letter is to go to Southborough Personnel Board c/o Joseph Prior, Jr. Chairman, informing the Board of the appointment of Mr. Brock and Mr. McCobb to the police department and their salary rates, etc.

Letter is to go to Mrs. Diane Provencher, 5 Lyman Street giving her permission to hold a yard sale on her property on Saturday, September 14 between the hours of 9 a.m. and 6 p.m. Copy of this letter is to go to the police department.

9:13 p.m. VOTED: to adjourn the special meeting.


.....
William L. Zolli, Selectman

WLZ/mrp

MINUTES OF MEETING
BOARD OF SELECTMEN

September 17, 1974

7:30 p.m. Present: Chairman Louis J. Bartolini, Selectmen Thomas W. McAuliffe and William L. Zolli, Administrative Assistant John A. Lundblad, and members of the press. Gerald Papazian, Town Treasurer was also present.

7:30 p.m. VOTED: to go into Executive Session to discuss finances. Present: Selectmen, Administrative Assistant Lundblad and Town Treasurer Gerald Papazian.

7:45 p.m. Executive Session ended.

Selectmen signed Treasury Warrant #11 in the amount of \$306,563.27.

Selectmen signed Treasury Warrant #12 in the amount of \$ 3,400.06. (Rev. Sh. Funds)

8:00 p.m. Selectmen read the legal ad for sealed bids for the demolition of buildings located at 15 River Street. Present: Mr. Wm. Lefebvre (Snowfighters, Inc.) six bidders, Edgar Phaneuf, Bldg. Insp., Town Counsel, Selectmen and Adm. Asst. The following bids were opened:

- | | |
|---|-------------|
| 1. Ups and Downs Wrecking Corp.
200 Dexter Ave., Watertown, Mass. 02172 | \$17,400.00 |
| 2. Dore Wrecking Co.
Kawkawlin, Michigan 48631 (P.O. Box 98) | 23,000.00 |
| 3. P. J. Maffei Building Wrecking Corp.
89 Main St., Medway, Mass. 02053 | 15,000.00 |
| 4. Mystic Building Wrecking Co., Inc.
P. O. Box 186, Chelsea, Mass. 02150 | 12,800.00 |
| 5. Framingham Building Wrecking Co., Inc.
Box 852, Framingham, Mass. 01701 | 16,449.00 |
| 6. F. & D. Truck Co., Inc.
818 Franklin St., Worcester, Mass. 01604 | 18,464.00 |
| 7. H & S Trucking
27 Oregon Rd., Southborough, Mass. 01772 | 27,500.00 |
| 8. Southboro Excavating Co.
6 Mitchell St., Southborough, Mass. 01772 | 21,739.00 |
| 9. John J. Duane Company, Inc.
600 Southern Artery, Quincy, Mass. | 12,500.00 |
| 10. Corey Steeplejacks, Inc.
65 Ainsworth Rd., Wilmington, Mass. 01887 | 18,800.00 |
| 11. The Duane Corp.
41 Hallet Street, Dorchester, Mass. 02122 | 17,400.00 |

VOTED: to take the above bids under advisement to confer with the Building Inspector Edgar Phaneuf, Jr., who in turn will award the bid as soon as possible.

8:30 p.m. Selectmen met with the Transfer Station Committee. Members present were: Highway Superintendent John Boland (Chairman)
Norman Boiani
Ernest Kallander, Jr.
Robert Rynning
Patricia Capone
Selectmen
and ex-officio member Louise Barber (Advisory Committee)
No member of the Capital Budget Planning Committee was present.
An interested citizen, Mr. Philip Moran of Rock Point Rd. was also present. Members of the press were present.

Selectmen and the Committee discussed the specifications and the preliminary drawings for ninety minutes.

10:00 p.m. The Selectmen left the Transfer Station Committee in the Selectmen's office and adjourned to their back office and went into Executive Session with the Police Chief and Administrative Assistant. Subject: newly appointed dispatchers and 24-hour station.

10:37 p.m. Executive Session ended and the Selectmen returned to their office and discussed with the Transfer Station Committee their findings and changes which Mr. Boland will convey to Mr. Anthony Lally. The committee then adjourned to the Lower Town Hall and the Selectmen resumed their meeting in the Selectmen's office.

VOTED: to create an Historic District Study Committee, members to be:

Lois H. McCarthy
Frederick J. Quinn, Jr.
P. Brent Trottier

Virginia Hulehan
A. Brooks Harlow, Jr.
Levio J. Cibelli

Donald C. Morris

NOTE: The action of naming members was negated by a Vote at the September 24, 1974 meeting in order that the provisions of Chapter 40C, Section 4 could be complied with.

Letter is to go to Arnold H. Mercer, Facilities Superintendent of the Harvard Medical School, N. E. Regional Primate Center, 1 Pine Hill Road acknowledging their letter of September 18. One copy of their site plan was sent to the Planning Board for their review and comment. The Planning Board would like more information regarding exterior lighting, any signs which shall be erected either on the buildings or on the site, the exact location of sewerage for their new facility, etc. The Planning Board would like a larger plot plan which shows the location of this building in relation to other buildings and in relation to the property line.

Letter is to go to Stanley Wright acknowledging notice of his resignation from the Town Hall Renovation Committee. Selectmen are looking forward to working with him in his capacity as Advisory Committee member.

Letter is to go to Mr. Joseph Miele, Engineering Dept. DPW, Worcester re: proposed drainage hookup for a storm drain system just east of the former health club on Turnpike Road (Route 9) in the Brook Lane area. If this drainage is allowed to hook-in and if the proposed American Motors dealership is constructed on this site, no future drainage problems are foreseen in this immediate area.

Letter is to go to Town Clerk Berry establishing a time for the meetings for each of the Around-the-Town Meetings scheduled for October 3, 10 and 17. These meetings will begin at 8 p.m.

Letter is to go to the School Committee c/o Jay G. Engel, Jr., Chairman expressing the thanks of the Board of Selectmen and the Highway Superintendent for allowing the town to continue to use the school-owned property adjacent to the Parkerville Road landfill. Loam is being put on this site to allow the seeding of field grass this Fall. This site has been landfilled and covered to approximately the normal contour.

Letter is to go to George A. Labarre, Jr., Plumbing and Gas Inspector requesting that he send to the Selectmen's office Gas and Plumbing Reports to bring our files up to date. The last report received in the office was dated April, 1971.

Memo is to go to Charles Hamel, Dog Officer regarding the passage of Chapter 778 of the Acts of 1974 requiring Dog Officers to impound dogs for seven days instead of the previous five days prior to destruction or sale.

Memo is to go to Charles Hamel, Dog Officer regarding the Board of Selectmen concurring with John Boland's proposal to set aside a parcel of town-owned property on School Street adjacent to the St. Mark's barn for the purpose of burial of animals.

Memo is to go to Highway Superintendent Boland regarding the alleged destroying and/or disassembling of stone walls along Valley Road. The Selectmen would like this problem investigated as soon as possible.

VOTED: unanimously granted petition of New England Telephone Company and Massachusetts Electric Company to transfer ownership of certain poles to Massachusetts Electric Co.,:

Ward Road- beginning at a point which is approximately 919 feet southwest of Bigelow Road and continuing southwesterly---2 poles
(see plan marked--N.E.T.&T. Co., No. 978229 Dated 9/5/74 filed with said petition).

Letters are to go to Massachusetts Electric Company and New England Telephone Company regarding the Board's vote.

VOTED: to allow James L. Miller, 162 Marlboro Road, to use property owned by David Pond, 71 Turnpike Road at 172 Marlboro Road for the sale of harvest vegetables and fruits. Also Mr. Miller can use 172 Marlboro Road for the sale of Christmas trees and wreaths during the Christmas season. Letter is to go to Mr. Pond, with a copy to Mr. Miller regarding this vote.

VOTED: to deny request of Robert L. White d/b/a Bob & Dick Antiques a temporary permit to store a 44 foot trailer on the property located at 228 Turnpike Road since this activity is inconsistent with the Zoning By-Laws of the Town.

VOTED: to allow the New England Diabetes Association and the Lions Clubs of Massachusetts to sponsor a Bike-A-Thon through the Town of Southborough as detailed in letter of September 13, 1974 from NEDA Marlboro Bike-A-Thon. Police Chief Francis Mattioli is to review this path and work with the Association staff.

Letter is to go to Patrick Mucci, Financial Officer, EEA Marlboro Consortium requesting that Scott McCobb, the Town's EEA employee be paid directly from the Marlboro Consortium. It would be appreciated if Mr. McCobb's check could be mailed directly to the Southborough Police Department, 19 Main Street. Copy of this letter is to go to Scott McCobb.

VOTED: unanimously that the following names be placed on the 1974-75 Jury List:

Male: ALBRECHT, GEORGE W., 46 East Main St.
ANDERSON, CARL S., JR., 45 Central St.
BAUER, RICHARD C., 2 Fairview Dr.
BELCINSKI, STANLEY J., 8 Parker St.
BISHOP, ROBERT A., 9 Break Neck Hill Rd.
BOYCE, GREGORY T., 28 Woodbury Rd.
BROVELLI, JOHN J., 21 Brook Lane
BROWN, DAVID S., 13 Leonard Dr.
CROSS, ARNOLD C., 95 Mt. Vickery Rd.
D'ANGELO, CHARLES, 12 Maplecreek Dr.
DeZARN, DONALD, 92 Oak Hill Rd.
DIXON, LEROY A., 6 High St.
DOCTOR, GERALD R., 34 Deerfoot Rd.
DONAHUE, ROBERT J., 5 Stowe Rd.
EDGREN, RONALD O., 7 MacNeill Dr.
FARRICY, JOHN F., 212 Southville Rd.
FLANDERS, THOMAS H., 9 Birchwood Dr.
FLETCHER, STUART, 59 Southville Rd.
FORMAN, Steven, 15 Pinecone Lane
GAZAILLE, PAUL R., 5 Pearl St.
GOULD, HARRY A., 160 Woodland Rd.
GRUE, HOWARD W., 11 Birchwood Dr.
GUNNING, JAMES F., 8 Tara Rd.
HAIN, PAUL T., 11 Walnut Dr.
HARRIS, FREDERICK, 36 Edgewood Rd.
HAYWARD, DAVID, 14 Oregon Rd.
HOOVER, RICHARD F., 17 Blackthorn Dr.
JONES, LAWRENCE A., 198 Cordaville Rd.
KUZAVA, JOSEPH B., 21 Harris Dr.
LAWS, RICHARD, 142 Woodland Rd.
LEAVITT, DONALD M., 24 Main St.
MAGUIRE, AUSTIN, 9 Winchester St.
MALEY, JOHN H., JR., 8 Winchester St.
MANCHAK, KENNETH F., 9 Ted Lane
McCLELLAND, GEORGE D., 12 Reservoir Dr.
MEEKER, CHARLES D., 2 Summit Rd.
MORAN, PHILIP S., 8 Rock Point Rd.
NICKERSON, BRADFORD D., 19 Edgewood Rd.
PARADISE, WARREN J., 66 Oak Hill Rd.
PETERS, RAYMOND R., 183a Parkerville Rd.
QUICK, ROBERT E., 16 Bryden Rd.
REIMANN, GEORGE P., JR., 10 John Matthews Rd.
SANCHIONI, SAMUEL L., 22 Atwood St.
SINCLAIR, JOHN A., 29 Break Neck Hill Rd.

JURY LIST (CONT.) MALE

SPECTOR, LEON L., 9 Maplecrest Dr.
SPINNER, FRANKLIN H., 5 Summit Rd.
STOSSEL, FRANCIS S., 117 Southville Rd.
SULLIVAN, GEORGE F., 7 Atwood Rd.
SURETTE, WILLIAM J., 3 Leonard Dr.
THORSEN, GEORGE C., 110 Turnpike Rd.
URQUHART, GLEN R. I., 22 East Main St.
VAN ARSDELL, Orlando M., 12 High St.
WALKUP, WILLIAM B., 2 Ward Rd.
WIANS, FRANK H., 207 Cordaville Rd.
WRIGHT, STANLEY F., 15 Central St., Fayville
YOUNG, CHARLES J., 30 E. Main St.,

FEMALE:

ASPESI, MARGUERITE R., 70 Turnpike Rd.
BURNETT, ALICE N., 15 Deerfoot Rd.
CALLAGHAN, BEULAH T., 26 Oak Hill Rd.
CAPONE, OLIVE L., 20 Parkerville Rd.
CREDIT, EVELYN F., 14 Parkerville Rd.
DOTY, ELIZABETH F., 7 School St.
GARGAN, FLORENCE A., 213 Middle Rd.
HIRSCH, SYLVIA G., 12 Red Gate Lane
KAUFMANN, HELEN N., 30 Maplecrest Dr.
LAPTEWICZ, JOSEPHINE T., 60 Flagg Rd.
LISK, MARGUERITE L., 6 Moulton Rd.
MAFFEI, LOUISE M., 6 Mitchell St.
MCGOWAN, DOROTHEA F., 12 Carolyn Terrace
McMASTER, M. BARBARA, 49 Oak Hill Road
MILLER, SHIRLEY E., 13 Bryden Rd.
MUTTER, BEATRICE M., 3 Hilltop Dr.
SICKLES, GWENDOLYN E., 47 Highland St.
VERMOUTH, JENNIFER R., 10 Central St.
YORK, JANE M., 2 Richards Rd.

Board noted the following:

September 17 letter from Highway Superintendent John Boland advising that he will be on vacation from September 22, 1974 through September 28, 1974 and from October 6 through October 12, 1974.

Copy of September 12 letter from Moderator Busconi to Town Clerk Paul J. Berry reappointing Joseph J. Madison, 22 Maplecrest Drive to the Recreation Commission, his term expiring 1977.

Copy of September 12 letter from Moderator Busconi to Town Clerk Berry advising that three appointments have been made to the Personnel Board:

Janice A. Fletcher, 10 Red Gate Lane replacing Calvin A. MacQueen term expiring 1976.

David Hayward, 14 Oregon Road replacing Arthur L. Sisson, Jr., term expiring 1975.

Paul J. Cunningham, 12 Birchwood Drive, replacing Kenneth F. Clark, Jr.

term expiring 1977.

Copy of September 9 letter from Stanley F. Wright to Town Clerk Berry resigning from the Board of Registrars due to his recent appointment to the Advisory Committee.

Copy of September 16 letter from Town Treasurer Papazian to Town Accountant Baker regarding Accounts that should have a zero balance at the end of each month and instead have either a debit or a credit balance.

September 4 letter from the Town of Shrewsbury asking if participation is desired in a mutually beneficial consortium regarding purchasing of rock salt.

September 13 letter from DPW, Worcester regarding the intersection of Route 9 and Route 85 old cloverleaf interchange. The DPW is currently studying various new designs for the interchange to analyze their impact on the MDC land. The taking of MDC land for any change in use requires an act of the State Legislature. The DPW will make every effort to bring about the modernization of this interchange at the earliest opportunity.

Copies of September 12 letters from SEA Consultants, Inc. to the ENTERPRISE, WORCESTER TELEGRAM & GAZETTE and SOUTH MIDDLESEX NEWS asking them to publish Advertisement for Bids for Construction of Refuse Transfer Facility. Copies of the above were given to Highway Superintendent Boland.

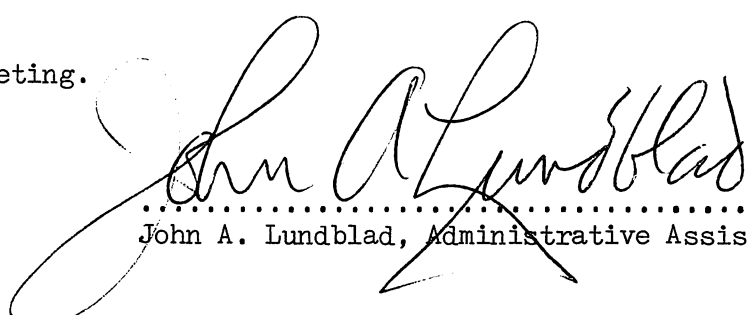
September 10 letter from State Department of Labor and Industries enclosing wage rates regarding Refuse Transfer Station.

September 13 letter from Anthony Galluccio, General Counsel, State Department of Labor & Industries, granting approval to contract for demolition of 15 River Street Buildings without resorting to requirements of G. L. Chapter 149, Section 44A-44L.

September 13 Classifications & Minimum Wage Rates received from Department of Labor and Industries regarding 15 River Street demolition project. A copy was given to Highway Superintendent Boland.

September 17 letter from Joseph A. Izor, Snowfighters, Inc. regarding his property located at 15 River Street stating that due to illness and severe curtailment of his business operations and lack of finances at this time, he is unable to comply with requests in Selectmen's letters of August 26 and September 11, and gives permission to enter this property and make safe or remove these buildings as is seen fit. It is understood by him that any expense incurred will constitute a lien upon the property.

10:51 p.m. VOTED: to adjourn the meeting.


.....
John A. Lundblad, Administrative Assistant

MINUTES OF MEETING
BOARD OF SELECTMEN

September 24, 1974

Present: Chairman Louis J. Bartolini, Selectman William L. Zolli, Administrative Assistant John A. Lundblad, members of the press and one interested citizen.

Board of Selectmen signed Treasury Warrant #13 in the amount of \$35,013.67.

7:45 p.m. Selectman Thomas W. McAuliffe arrived.

8:20 p.m. The Selectmen met with the Chairman of the Board of Assessors Charles Johnson who briefly requested to use the Town Counsel in order to determine the precise procedure for the establishment of property liens under the new farm property assessment program.

VOTED: unanimously, to grant the Assessors permission to use the services of the Town Counsel but request that a letter be sent to this office as soon as possible.

Letter is to go to Town Counsel William F. Brewin informing him that the Selectmen have authorized the Board of Assessors to use his services regarding the above-mentioned matter.

VOTED: to give permission to the Southborough Board of Library Trustees to use the services of the Town Counsel in order to assure the proper transfer of property owned by St. Mark's School to the Town of Southborough Trustees of the Public Library for purposes of future expansion.

Letter is to go to Town Counsel William F. Brewin informing him of the above vote.

Selectmen authorized the Administrative Assistant to notify the Environmental Protection Agency (EPA) that the Town of Southborough will reduce its employee parking at a number of unspecified locations to meet the three to four ratio for parking spaces to employees. This reduction would cause 126 spaces to be available for 168 employees. This plan is to be sent to the Environmental Protection Agency immediately.

EPA is also to be notified of Selectmen's ~~NOTE~~ to take affirmative action to insure that the streets adjacent to large employers in the Town of Southborough are not permitted to become all-day parking zones after the effective date of the Transportation Control Plan for the Metropolitan Boston area.

Selectmen authorized the Administrative Assistant to begin the procedures for the application for Federal Funds under the Housing Community and Development Act of 1974 if such funds are available for the Town of Southborough.

The Selectmen noted in the weekly report of the Administrative Assistant that Mr. Robert Morse of Traffic Systems, Inc., the prime contractor for the two traffic lights in the Town of Southborough has indicated that the earliest possible startup time is January, 1975 because of severe material shortages.

Board noted September 23 letter from Police Department stating that the findings are that there exists a dangerous curve on Pine Hill Road where street lighting has been recommended and it is recommended by the Police Department that street lighting be considered for Pole #36. Letter is to go to Mr. Donald E. Robinson, Service Representative Marketing, Massachusetts Electric Co. informing him that the Board of Selectmen

VOTED: unanimously to have the street light presently located at Pole #8 Strawberry Hill Road which has been turned off for a number of months, relocated to Pole #36 on Pine Hill Road as soon as possible, for the purposes of deterrent of crime, vandalism and for the safety of the motoring public.

Copy of letter going to Massachusetts Electric Co. is to go to Mrs. Gloria C. Radler of 78 Pine Hill Rd.

VOTED: unanimously to revoke the Board of Selectmen's vote of September 17, 1974 which appointed seven members to a Historic District Study Committee.

Letters are to go to the Mass. Chapter American Institute of Architects, Inc. Greater Boston Real Estate Board and the Southborough Historical Society requesting their support of this process and their recommendations of two persons per group for this committee.

Letter is to go to Mass. Department of Public Works, Worcester, c/o Daniel Coonan, Traffic Engineer, regarding the Selectmen's vote of August 28, 1974 amending the Traffic Regulations of the Town of Southborough regarding making Winter and Summer Streets, Fayville one-way streets and placing "No Parking 10 p.m. to 6 a.m. Violators Will Be Towed" signs on both sides of Brook Lane, Fayville. The Selectmen request approval by the DPW for these two amendments. An attested copy of the Minutes of August 28, 1974 are to be enclosed. Copy of this letter and enclosure to be sent to the Police Department and copies left with the Town Clerk.

Letter is to go to Historic Celebration Committee clarifying the Selectmen's position regarding future constitutional officers and representatives to the General Court and to the U. S. Congress participating in the Heritage Day festivities.

Letter is to go to Southborough Council on Aging c/o Arthur Taylor, Jr., Chairman regarding its memo of September 20 regarding the school lunch program for senior citizens.

Letter is to go to the School Committee urging them to offer its full cooperation with the Council on Aging regarding the access to the School Lunch Program by senior citizens.

Letter is to go to Paul C. Mitchell, Westboro stating the Board would be pleased to meet with him at 8:30 p.m. on Tuesday, October 8. Mr. Mitchell is a candidate for the House of Representatives and would like to discuss the problems confronting the district.

VOTED: to grant permission to Mrs. David F. Henderson, Jr., 11 East Main St. to conduct a yard sale at 11 East Main St. between the hours of 10 a.m. and 4 p.m. on Saturday, September 28, 1974. Police to be so notified.

VOTED: not to meet on Tuesday, October 1, 1974 and requested that the appropriate letter be sent to Town Clerk Paul J. Berry.

VOTED: to grant permission to the Pilgrim Church c/o Mrs. Carole A. Taylor for the placement of three temporary signs advertising the Christmas Fair of the Pilgrim Church. The permitted locations of these signs are the following:

- (1) At the corner of Rt. 30 and Marlboro Road,
- (2) At the intersection of Rt. 85 and St. Mark's St., and
- (3) At the intersection of Rts. 85 and 30 on St. Mark's property.

Copy of the above vote is to go to Building Inspector Edgar Phaneuf, Jr.

Letter is to go to Mass. Executive Office of Transportation & Construction, Boston regarding its memo of September 16 regarding Chapter 963 of the Acts of 1973, informing them that the Town of Southborough, while having no primary abandoned railroad rights-of-way, does have a right-of-way which was abandoned in 1931 from the Boston & Worcester Trolley Company. Selectmen would like determined whether this trolley line right-of-way would come under the jurisdiction of Chapter 963 of the Acts of 1973.

Letter is to go to Massachusetts Electric Co., Marlboro c/o Robert McCabe, District Manager stating that the Board of Selectmen again reviewed the matter of overhead wires on Lovers Lane. The Hendrix Cable setup on Pine Hill Road was viewed but the Selectmen still feel that underground service is the only acceptable form of service for Lovers Lane. Another petition should be brought before the Board for action.

VOTED: to grant to Bagley-Fay Post No. 161 American Legion, 28 Main Street a one day license for the sale of wines and malt beverages to be drunk on the premises located at 28 Main Street from the hours of 10 a.m. to 10 p.m. on Monday, October 14, 1974 (Heritage Day).

Board noted the following:

Copy of August 15, 1974 Bulletin from Worcester County Commissioners to All Worcester County Dog Officers stating that effective immediately the impoundment period for dogs is increased from five days to seven days.

Minutes of a Meeting held on August 21, 1974 by the Council on Aging, Southborough.

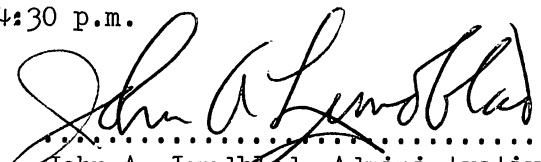
Copy of a letter dated September 16 from Storch Engineers to Traffic Systems Co., Inc. stating the Econolite D-2006 Controller and Transensor Model 110-2 Amplifier are approved for use on the Traffic Control Improvements Project (Chapter 90-33B).

September 23 report received from the Police Department re: alleged speeding on Valley Road.

September 23 Memorandum from Council on Aging announcing that the Board of Health in cooperation with the Council on Aging will sponsor a flu immunization clinic for all residents aged 60 years or older. The clinic will be held on Wednesday, October 2 at the Town Hall from 2:30 to 4:30 p.m.

8:54 p.m. VOTED: to adjourn the meeting.

JAL/mrp


.....
John A. Lundblad, Administrative Assistant

MINUTES OF MEETING
BOARD OF SELECTMEN

SPECIAL MEETING

October 7, 1974

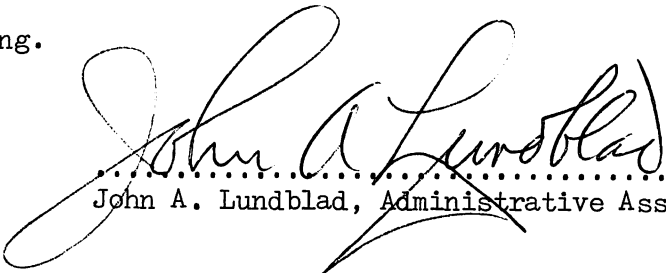
8:00 p.m. Present: Chairman Louis J. Bartolini and Selectman Thomas W. McAuliffe. Selectman William L. Zolli was unable to attend. Anthony Lally of SEA Consultants, Inc. was present as well as John W. Boland, Highway Superintendent (Chairman of the Transfer Station Committee) and John A. Lundblad, Administrative Assistant. Three bidders also were present.

Bids were opened re: electrical work to be done on new transfer station to be constructed, as follows:

Name and Address of Sub-bidder	Amount of Bid Total	Deductible	General Contractors excluded from or restricted to using sub-bid
H. & S Electrical Co., Inc. 108 Beacon St., Worcester, Ma.	\$8300	\$ 500	Unrestricted
Worcester Electrical Asso. Inc. 115 Green St., Worcester, Ma.	9837	300	Unrestricted
G. S. LaFleur Co., Inc. 24 Clover St., Worcester, Ma.	12200	700	Restricted to R. H. White Construction Co.
J. E. Guertin Co., Inc. 59 Kendall St., Framingham, Ma.	13350	900	Unrestricted
J. J. Finn Electrical Serv. Inc. 357 Neponset Ave., Dorchester, Ma.	12800	1200	Unrestricted
Don Small, Electrical Con- tractor, Inc. 31 Arlene Avenue, Wilmington, Ma.	15500	----	Unrestricted

8:10 p.m. unanimously VOTED: to take all the above bids under advisement.

VOTED: to adjourn this special meeting.


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John A. Lundblad, Administrative Assistant

MINUTES OF MEETING
BOARD OF SELECTMEN

October 8, 1974

7:30 p.m. Present: Chairman Louis J. Bartolini and Selectman Thomas W. McAuliffe. Selectman William L. Zolli and Administrative Assistant John A. Lundblad were unable to attend. Town Counsel Brewin and members of the press were present.

In the presence of Sheriff Kenneth Mallett and Town Clerk Paul Berry, the Selectmen drew for jury duty Mr. Glen R. I. Urquhart, 22 East Main Street.

Selectmen signed Treasury Warrant #15 in the amount of \$74,370.97.

Memos are to go to Police Chief Mattioli and Highway Superintendent Boland on a complaint made by Robert Sanford, 6 Pinecone Lane, that traffic problems are caused by the use and misuse of White Bagley Road Extension. This complaint is to be investigated and a possible solution to be reported to the Board of Selectmen.

8:00 p.m. Legal Hearing on the application of The Southborough School for the storage in tanks above ground 2,000 gallons of #2 fuel oil and in tanks underground 15,000 gallons of #2 fuel on the premises located at 60 Sears Road (nearest cross street: Main Street). Present: Mr. Pierson F. Melcher, Headmaster of The Southborough School, and Mr. Francis E. Perkins, Jr., 65 Sears Rd., and an abutter.

Chairman Bartolini read aloud advertisement as it appeared in the Worcester Telegram of September 23, 1974.

Certified Receipts were presented to the Board proving that all abutters had been properly notified of this Hearing. Mr. Melcher also presented a plan showing exact location of proposed tanks.

Mr. Perkins raised concern with regard to the blasting necessary to put the oil storage facilities in the ground at The Southborough School. He is specifically concerned with possible danger to his water well which this blasting may cause.

Memo is to go to Fire Chief Brock asking him to arrange a meeting with Mr. Melcher and Mr. Perkins regarding this matter of blasting.

VOTED: Unanimously to hold The Southborough School's permit pending a meeting with Messrs. Perkins and Melcher.

VOTED: Unanimously to grant a parade permit to Heritage Day 1974 Committee for Monday, October 14, 1974.

VOTED: Unanimously to grant a permit for the foot race sponsored by the NEAAA for Monday, October 14, 1974 Heritage Day.

Memos are to go to Highway Dept., Fire Dept., Police Dept. and Town Hall Custodian asking these departments to cooperate with the request for help regarding Heritage Day, 1974.

Letter is to go to Brenda Gaffney, Co-Chairwoman, Heritage Day 1974, informing her of the vote of the Board to grant the requests as stated in her letter of October 3 and that the various departments have been contacted regarding the help needed by the Heritage Day Committee. The Selectmen will be pleased to ride in the Parade.

8:30 p.m. Board met briefly with Mr. Paul C. Mitchell, candidate for the House of Representatives.

9:00 p.m. Board met with Robert McCabe, new District Manager, Massachusetts Electric Co. One subject discussed was the type of electrical service going to the new house of Gerald Lamy on Lovers Lane. No petition was filed tonight.

Letter is to go to David A. Perkins, 1 Prentiss Street regarding his letter of September 27 requesting permission to operate a part-time business for the repair and maintenance of lawnmowers and snowblowers in his garage at 1 Prentiss Street. The Selectmen feel it is unnecessary at this time to request formal permission since the activity described is well within the definition of a home business.

VOTED: that Southborough will observe Thursday, October 24, 1974 as United Nations Day.

VOTED: to grant a one-day license for the sale of wines and malt beverages to Southborough Youth Hockey Boosters Assoc., c/o David W. Whitaker, 16 Woodbury Road for Saturday, October 11, 1974 from the hours of 7:00 p.m. to 1:00 a.m. at Reinke Hall, Fay School, Middle Road.

VOTED: to grant to Southborough Companies of Minute & Militia, c/o Mr. Robert E. Hoss, 184 Middle Road a one-day license for the sale of wines and malt beverages at Fayville Village Hall, Central Street, Fayville on Saturday, October 12, 1974 from the hours of 8:00 p.m. to 12:30 a.m.

VOTED: to sign Request for Hearing by the State Department of Public Safety, Board to Facilitate the Use of Public Buildings by the Physically Handicapped, Boston, regarding the proposed renovation of the Town Hall.

Letter is to go to Mr. Albert Phillips, 145 Middle Road reporting to him that there has been no excavation activity on the town-owned property adjacent to his land near the Town Garage. However, construction activity will begin soon on the Refuse Transfer Station on that location but the contractors have been warned not to allow any construction activity to touch his stone wall as it is an absolute property line.

Board noted September 26 letter from Leonard C. Faucher, Music Director of Algonquin Regional High School requesting a town flag to be flown in the High School Band, color guard. Letter is to go to Mr. Faucher informing him that his request has been turned over to Mr. Leo Bertonazzi, the designer of the flag and requested his cooperation in this matter.

Memo is to go to Police Chief F. J. Mattioli and Fire Chief Brock asking them to attend an Executive Session meeting on Tuesday, October 22 at 9:00 p.m. to discuss emergency medical services.

Memo is to go to Police Chief Mattioli and John Boland, Highway Superintendent asking them to attend a meeting on Wednesday, October 16, at 10:00 a.m. with John Boland, Highway Superintendent, a representative of TAMS, and Mr. Weathersby from DPW to discuss TOPICS project. Meeting to be held in the Selectmen's office.

Memo to go to John Boland, Highway Superintendent regarding drainage problem at Red Gate Lane and Flagg Road. A letter of complaint from Mr. Fred Sleeper, 20 Flagg Rd., is to be enclosed.

Memos are to go to Building Inspector Edgar Phaneuf, Jr. and Philip Mauch, Chairman of Southborough Board of Health asking them to investigate complaints regarding the condition of property owned by Richard McCarthy, 15 Edmonds Rd., Framingham, said property being located at 89 Worcester Rd., Fayville and occupied by Mrs. Ann Marie Joyce.

VOTED: to grant a Zoning By-Law Permit to Gerald A. and Barbara J. Lamy to build a single residence at 35 Lovers Lane (Lot 2).

Noted by the Board:

Receipt on October 7 of \$19,254.00 check as Southborough's general revenue sharing payment for the first quarter of Entitlement Period 5.

Copy of Sept. 30 letter from Storch Engineers to Traffic Systems Co., Inc. re: Traffic Control Improvements. Also copy of Sept. 23 letter from State DPW, Worcester to Storch Engineers denying contractor's claim for additional compensation for the new traffic lights project.

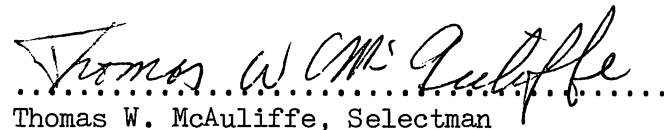
Mailgram received September 27 from Merrill S. Hohman, Director of Air Programs regarding Boston Transportation Control Plan and the Environmental Protection Agency parking reduction plan.

Copy of Sept. 25 letter from the Advisory Committee to Edward F. Brock, Chairman of the Fire Station Study Committee informing him that Stanley Wright will serve as Advisory Committee representative on the Fire Station Study Committee.

Sept. 26 letter from Massachusetts State Association of Architects stating that they have forwarded Selectmen's letter concerning nominees for the Historic District Study Committee to the Central Massachusetts Chapter of AIA.

Copy of Sept. 9 letter from Stanley F. Wright to Town Clerk Paul Berry notifying him of his resignation from the Town Office Building Study Committee as of Sept. 9.

9:45 p.m. VOTED: to adjourn the meeting.


.....
Thomas W. McAuliffe, Selectman

Memorandums:

- 10/1 Selectmen did not meet on October 1 but Treasury Warrant #14 was signed by the Board in the amount of \$112,257.45.
- 9/27 Letter went to Mrs. Roger Youmans, 5 John St. giving her permission to hold a garage sale at 5 John St. on Saturday, Sept. 28 from the hours of 8:00 a.m. to 6:00 p.m. Copy went to Police Dept.
- 9/25 Selectmen's office received executed copy of agreement between the Commonwealth and the Town re: installation of Traffic Control Devices under the provisions of Chapter 519 and Section 33B, Chapter 90 of the General Laws. Copy was given to Highway Superintendent Boland on 10/2/74.

Memorandums (cont.):

- 10/1 Letter went to Alfred V. Carboni c/o Mama Marie's Restaurant acknowledging telephone conversation which he had with Chairman Bartolini. However, any official action by the Board of Selectmen must be in response to a written request for an extension of the Zoning Board of Appeals variance.
- 10/1 Board signed Permit to Open, Occupy and Obstruct Public Way, namely Rts. 30/85 and Southville/Cordaville Rds. for the purpose of traffic light installations. Name of applicant: Traffic Systems, Inc. This was also signed by Highway Superintendent John Boland.
- 10/7 Memo went to Highway Supt. Boland asking him to determine whether or not sidewalks could be added to scenic roads without the public hearing process. This is critical for the Selectmen's review of the scenic road act.
- 10/7 Memo went to Highway Supt. Boland regarding a stop sign to be placed at the corner of Overlook Drive and East Main Street.
- 10/7 Memo went to Highway Supt. Boland asking him to conduct a feasibility study as to the possible cost of sidewalks along Rt. 85 from Rockpoint Road to Richards Road and from Rockpoint Road to Mt. Vickery Rd.
- 10/15 Memos went to Police Chief Mattioli and Highway Supt. Boland regarding more complaints of alleged speeding on Valley Road.
- 10/15 Memo went to Highway Supt. Boland asking him to look into the engineering feasibility and preliminary costs for sidewalks along Central Street.
- 10/15 Memo went to Police Chief Mattioli, copy to Highway Supt. Boland stating that residents of Central Street have complained that numerous heavy trucks are speeding on Central St. A specific complaint has been lodged against Cappello Trucking Co. re: equipment violations.
- 10/15 Memo went to Highway Supt. Boland and Police Chief Mattioli asking them if at this time they had any timetable regarding a report as to recommendations for the restriction of heavy truck traffic on town roads.
- 10/15 Memo went to Police Chief Mattioli, copy to Highway Supt. Boland regarding complaints of speeding and reckless driving on Cherry and Pleasant Streets in the Fayville section. Should additional signs be placed on these streets?
- 10/15 Memos went to Police Chief and Highway Supt. regarding complaints received with regard to heavy traffic and fast moving traffic on Oak Hill Rd., Fayville. Should "Thickly Settled" or "Slow Children" signs be placed there or can the speed limit be lowered, whichever is feasible.
- 10/15 Letter went to H. M. D. Realty Trust, Hugh M. Dalzell, Trustee, 78 Turnpike Road, Fayville regarding his twice violating of the town's zoning by-laws: (1) storage of construction materials on land zoned either for industry or residential. Permit is needed by Zoning Board of Appeals, and (2) automobiles (unregistered new and "junk") are being stored on residentially zoned land. Also, Mr. Dalzell is removing earth and needs a permit from the Z.B.A. and the Board of Selectmen.

MINUTES OF MEETING
BOARD OF SELECTMEN

October 15, 1974

7:30 p.m. Present: Chairman Louis J. Bartolini, Selectman William L. Zolli, Administrative Assistant John A. Lundblad and members of the press.

7:45 p.m. Selectman Thomas W. McAuliffe arrived.

8:00 p.m. Bid opening was held for the construction of the Refuse Transfer Station for the Town of Southborough. Chairman read the legal ad as it appeared in the Worcester Telegram on September 16. Present: John W. Boland, Highway Superintendent, Anthony Lally (architectural consultant from SEA Consultants, Inc.), Norman E. Boiani (Transfer Station Committee), eight bidders, Mr. Gerald Lamy, Mrs. Lois Simmons and members of the press.

The following bids were received by the Board of Selectmen
(see chart on Page 5).

8:20 p.m. Bid opening Hearing closed. The Selectmen, Mr. Lally, Administrative Assistant Lundblad, Town Counsel Brewin, Highway Supt. Boland and Mr. Boiani discussed the bids.

8:45 p.m. Town Counsel, Highway Supt., Mr. Boiani, Mr. Robert Rynning adjourned to the upper town hall along with Mr. Lally, to discuss the bids.

VOTED: unanimously, to take the above bids under advisement.

9:00 p.m. The Selectmen met with Mr. Gerald Lamy in regard to overhead electrical power lines on Lovers Lane. The Selectmen assured Mr. Lamy that their concern was not with his request for power but rather with the unreliability of Mass. Electric Co. and other utilities in dealing with the Town of Southborough in that when said utilities get initial permission for residential streets, they quite often will bring in high tension wires which both detract from the physical attractiveness of the street and cause greater interference and similar problems for home owners. Mr. Lamy informed the Selectmen that he will contact the New England Telephone and Mass. Electric Co. and have them file yet another request for petition before the Board of Selectmen for an overhead wire permit on Lovers Lane.

VOTED: unanimously, to appoint the following as members of the Fayville Village Hall Committee for a one year term:

Leonard E. Gorman, 14 Mitchell Street, Fayville
Austin E. Kelly, 15 John Street, Fayville

Town Clerk is to be informed of the above appointments as well as Mr. John A. Baveri, Chairman of the Fayville Village Hall Committee.

VOTED: unanimously, to appoint the following as members of the BICYCLE PATH STUDY COMMITTEE (ad hoc):

Grace T. Ryan, 14 Rock Point Rd. Paul A. Beliveau, 24 Central St.
Ingeborg B. Tufts, 27 Flagg Rd. Betty Soderholm, 3 Crestview Dr.
Linwood D. Farrar, 2 Rock Point Rd.

Town Clerk is to be informed of the above appointments.

VOTED: unanimously, to cancel Selectmen's meeting of Tuesday, November 5, 1974.

Town Clerk, Town Accountant and Town Treasurer to be notified of above vote.

Selectman Zolli brought before the Board of Selectmen and received the unanimous support of the Board to instruct the Administrative Assistant to move on the purchase of strobe lights for the intersection of Flagg Road and Deerfoot Road and also urged the Administrative Assistant to seek an immediate resolution to the parking problem experienced along Route 30 in front of Fay School.

Board of Selectmen announced with regret that they had received this evening a letter from their Executive Secretary Mary J. Firmⁿ who, due to ill health was resigning as Executive Secretary to the Board of Selectmen effective immediately.

VOTED: unanimously, to grant a one day license to Southboro Men's Softball League, c/o Richard W. Guzzi, 38 Oak Hill Rd., Fayville, for Reinke Hall, Fay School, Middle Rd., October 19 from the hours of 7:00 p.m. - 1:00 a.m.

Board of Selectmen signed Treasury Warrant #16 in the amount of \$72,929.08.

Board noted:

10/15 letter from Advisory Committee informing the Board that Jeanne M. Duggan will serve as their representative on the Committee to determine the feasibility of a Department of Public Works for the Town of Southborough.

ZBA notice of hearing on October 29 at 8 p.m. on the petition of Barry Stern, Marlborough, re: a permit to allow him to construct an automobile sales facility known as AMC West on Turnpike Road.

Memo is to go to Police Chief F. J. Mattioli regarding Fayville Field problems.

Letter is to go to Mr. Alfred V. Carboni c/o Mama Marie's Restaurant granting a 90-day extension of variance regarding the hottopping, lighting and drainage work on the parking lot owned by Mama Marie's on Southville Rd. As a condition to this extension, the Selectmen requested that the access from this parking lot to Route 85, Cordaville Rd. be physically blocked off.

Letter is to go to A. Falone & Sons, Inc., attention of Anthony N. Falone, Jr., Clerk, informing them that the Board VOTED to extend their permit to park a construction trailer in front of Lot 86, Bantry Rd., for 120 days. If an extension is needed, this should be applied for in writing to the Board of Selectmen.

Memo is to go to Highway Superintendent Boland asking that a hole be filled in the back of the Town Hall grounds and a hole on the common. Selectmen asked that Mr. Arthur Hosmer, 42 Latisquama Rd., be placed on Highway's priority list regarding a drainage problem on Latisquama Rd.

Memo to go to Police Chief Mattioli asking his department to contact Mrs. Edgar Phaneuf, Jr. on Middle Rd. regarding a complaint of speeding in that area.

Noted by the Board (cont.):

Memo to go to Police Chief Mattioli and Highway Superintendent Boland re: Kimberly Park speeding problems. Selectmen would like them to confer with each other with regard to possible speed limits, slow children, thickly settled signs or some possible deterrence to slow down speeders.

Letter is to go to Mrs. Primo Borelli, Sr., 46 Boston Rd., assuring her that at this time the Selectmen have no intent to close off White Bagley Road Ext. Also, that just a feasibility study is being made by the State DPW and their consultant corporation TAMS.

Letter is to go to Mr. Howard Walter, Department of Community Affairs, asking if he and his staff could meet with the Selectmen on November 12 at 9:30 p.m. regarding their doing a policy study for the Town. Copy of this letter is to go to the Advisory Committee.

Letter is to go to Mr. & Mrs. Frank W. Atchue, 6 Brook Lane, Fayville regarding problems caused by the VIP Lounge. No Parking signs are to be erected as soon as possible along Brook Lane and increased town police patrols are being used to enforce this regulation. Copies of this letter are to go to Police Chief and Highway Superintendent.

Letter is to go to Mrs. Louise Barber, Chairman of the Advisory Committee re: legislation regarding fiscal autonomy of school districts and school committees as mandated in the May 1974 annual town meeting.

Letter is to go to James A. Higgiston, Chairman of the Board of Library Trustees, asking that the Trustees meet with the Board of Selectmen on November 12 at 9 p.m. to discuss the vacancy within their Board created by the resignation of Anne S. Bradley.

VOTED: unanimously, to cancel the regular meeting of the Board of Selectmen of Tuesday, November 5, 1974 Election Day. Town Clerk, Town Accountant and Town Treasurer to be so notified.

Letter is to go to Mrs. Dorothy M. Phaneuf, 171 Middle Road, regarding her letter of October 8 complaining of speeding on Middle Road. Mrs. Phaneuf is to be informed that a radar trap has been set up along Middle Road to catch speeders and to slow down traffic in general.

Letter is to go to Personnel Board informing them that the Selectmen had received a letter of resignation from Miss Mary J. Firmin effective 10/15/74. Copy is to go to Town Treasurer Gerald G. Papazian.

Letter, to be hand-delivered by Town Counsel Brewin, is to go to County Retirement Board, Worcester informing them that Miss Mary J. Firmin has resigned as the Executive Secretary to the Board of Selectmen effective October 15, 1974, that Miss Firmin has been on sick leave without pay since February 1, 1974. Copy of this letter is to go to Town Treasurer, Town Accountant and the Personnel Board.

Letter is to go to Town Treasurer Papazian advising him of Miss Firmin's resignation as of October 15, 1974. Copy to go to Town Accountant.

Certified letter, return receipt requested, to be sent to Dunnebie Construction Company, 54 Central Street, Fayville, attention of Mr. Wilfred

Desrosiers, stating that despite his verbal assurances on October 18, no progress has been made toward alleviating the unsightly and detrimental situation which exists on two lots owned by Dunnebier Construction Co. on Pinecone Lane. Unless significant action is undertaken forthwith to alleviate this situation, the Board may seek to resort to the appropriate legal agency to force compliance.

Letter is to go to Conservation Commission stating that the DPW would like from the Conservation Commission written notification to the DPW District 3 that Barry Stern Corp., the developer for AMC West is intending to tie-in to the fresh water drain along the Route 9 system.

Letter is to go to DPW (District 4), Arlington requesting an update as to the status of the redesigning of the intersection of Valley Road/Willow Street/Firmin Avenue/Boston Road in the Town of Southborough.

Letter is to go to Albert Phillips, 145 Middle Road stating that regarding his request for a fire hydrant at the Middle Road extension of the Town's water service, the Water Superintendent has been holding back pending the possible commercial development of the Fox property along Route 9 at the intersection of Middle Road, and/or the former Davis Tractor Co. facility on the western side of Middle Rd. Mr. Binder feels that a developer would put in that hydrant at no expense to the Town and the Board of Water Commissioners feels that this would be a more advantageous situation for the Town.

Letter is to go to Richard Young, Task Force Chairman, Division of Water Pollution Control, Boston stating that the Selectmen are very supportive of the proposed planning process under Section 208 of PL92-500 and are reserving a recommendation as to a designation of MAPC or MDC to serve as the planning agency for the area-wide wastewater management, however the Board wishes to see more realistic district boundaries.

9:42 p.m. VOTED: to adjourn the meeting.


.....
John A. Lundblad, Administrative Assistant

JAL/mrp

REFUSE TRANSFER FACILITY
TOWN OF SOUTHBOROUGH, MASSACHUSETTS

CANVASS OF BIDS

General Bids received, 10/15/74

SEA CONSULTANTS, INC.

ITEM	Edward R. Marden Corp. 280 Lincoln St., Allston, Mass.	Joral Construction 44 Newton St. Northboro, Mass.	Arlen Construction Corp 235 Bear Hill Rd. Waltham, Mass.	Cumberland Const. Co. 300 Center St. So. Bellingham, Mass.	R. H. White Const. Co. 41 Central St. Auburn, Mass.	W. Hickey Co., Inc. P. O. Box 6 No. Attleboro, Mass.	Joseph P. McCabe, Inc. General Contractor 509 E. First St. So. Boston, Mass.	CFI Construction Co. 435 Scituate Ave., Cranston, R. I.
1. All the construction work described in the specifications and drawings.	471,700	(Tri-Pak) 255,590*	-11,136 if 410,570 ^{Tri} Pak	(Auto-Pak) 532K	440,291	(Tri-Pak) 369,300	491,825	(Peabody) 541,620
1.1. The Work of the General Contractor, other than that covered by Item 2.	427,246	477,346.	402,270	523,700	400,191	361,500	452,309	533,320
3. Alternate Items:								
A. Construction of the pre-engineered building.	10,304	6,780	6,000	9,500	5,100	6,720	5,505	4,235
B. Construction of the supplemental recycle area.	2,850	4,590	3,000	1,500	2,500	2,970	2,781	2,600
C. Second stationary compactor furnished & installed	8,500	12,450	10,000	6,500	10,500	8,865	7,785	9,700
D. 2- $\frac{1}{2}$ " bit. concrete in two courses, placed in the highway garage yard.	14,500	13,770	12,600	15,000	13,700	17,450	15,105	23,250
Total Item 3	36,154	37,590	31,600	32,500	31,800	36,005	31,176	39,785
BOND	13K	13K	13K	13K	13K	13K	13K	13K

*typographical error. Corrected
by letter dated 10/16/74.
Should be \$525,590.

MINUTES OF MEETING
BOARD OF SELECTMEN

October 22, 1974

7:30 p.m. Present: Chairman Louis J. Bartolini, Selectmen Thomas W. McAuliffe and William L. Zolli, Administrative Assistant John A. Lundblad and members of the press.

Treasury Warrant #18 was signed by the Board of Selectmen in the amount of \$61,031.12.

8:00 p.m. Board of Selectmen met with Planning Board members: Chairman Paul R. O'Connell, Jr., Donald F. Dillman, Paul E. Brefka, Lawrence P. Kimball and Bernard F. Meyer. Chairman O'Connell gave a presentation about cluster zoning and increasing of lot sizes in residential areas in the Town of Southborough. The presentation was given in the Upper Town Hall. The Selectmen, members of the press, four citizens, League of Women Voters, and Administrative Assistant John Lundblad filled out a questionnaire created by the Planning Board.

9:00 p.m. VOTED: to go into Executive Session with Town Counsel William F. Brewin,
to Administrative Assistant Lundblad, Fire Chief Edward F. Brock,
9:45 p.m. Police Chief Francis J. Mattioli and Patrolman Ralph Evangelous,
to discuss personalities and finances.

The specific issue discussed was a fatality which occurred on October 31, 1973 on Framingham Road and the emergency medical response to that fatality.

VOTED: to have "No Parking" signs erected along Route 30/Main Street, Town of Southborough, on both sides of Main Street from Middle Road west.
(This vote was amended November 12, 1974).

VOTED: to appoint Jody R. McCann, 12 Summit Road as a member of the ad hoc Bicycle Path Study Committee.

Letter is to go to Mrs. McCann and to Town Clerk Berry regarding this appointment.

Letters are to go to the members of the ad hoc Bicycle Path Study Committee asking them to meet with the Board of Selectmen on November 5, 1974 at 9:00 p.m. in order to organize.

Letter is to go to the ad hoc Insurance Committee asking them to meet with the Board of Selectmen on November 19, 1974 at 9:00 p.m.

VOTED: To cancel regular Selectmen's meeting of Tuesday, October 29, 1974 and to hold next meeting on November 5, 1974 at 8:00 p.m. Town Clerk to be so notified, copies to go to Town Treasurer and Town Accountant.

Certified RRR letter is to go to Cappello Trucking Co., 2 Woodland Road, Fayville re: violations of zoning by-laws by this company. Permits or application for variances should be requested in writing as soon as possible.

Certified letter, return receipt requested is to go to Clayton Rock, Jr., 1 Lynbrook Road regarding the excavation of earth being carried out on his property at the intersection of Lynbrook Road and Route 30. The Selectmen would like a verbal or written response immediately regarding this matter.

Letter is to go to Mr. Andrew Boyd of Tippetts-Abbett-McCarthy-Stratton (TAMS) asking them under a current TOPICS study or urban system study to look into the feasibility of a pedestrian crossing over Route 9 in the vicinity of Parkerville Road. Copy of this letter is to go to Kirby Weathersby, DPW District 3 TOPICS liaison, Police Chief Mattioli and Highway Superintendent John Boland.

Letter is to go to Daniel Coonan, DPW, Worcester asking if it would be possible to have a copy of Standard Traffic Regulations with regard to addenda noting one-way streets, no parking zones, stop signs, etc. so that it may be determined which signs in town need review and which signs are unenforcible.

Memo is to go to Building Inspector Phaneuf asking if there is any simple layman's document which could be handed to the home repairman so that the limits of the State Building Code could be understood easily.

Letter is to go to Natalie J. Fantony, 51 Turnpike Road reporting that the DPW, together with a representative of the Commonwealth Gas Co. inspected the area of the gas service connections and has agreed to repave those areas which originally were torn up and not repaved (Route 9 area). The DPW stated that they will not raise the height of the curb in relation to the roadbed and it meets State Regulations.

Letter is to go to Roy O. Leonard, Framingham, regarding his letter of October 23 informing him that the Board appreciates his bid estimate for the scraping, repainting and replacement of the halyard on the Town's flag pole in front of the Town Hall but the restoration of this flag pole has already been awarded to a Cambridge firm which was the low bidder.

Memo is to go to John Boland, Highway Superintendent regarding heavy traffic on Middle Road stating that the Selectmen endorsed Police Chief Mattioli's recommendation of painting double solid yellow lines on Middle Road starting from Route 9 and running to the intersection of Parkerville Road. The Selectmen would like the Highway Department to carry out the painting of this road as soon as possible.

Memo is to go to Police Chief Mattioli stating that now that no parking signs have been erected along Brook Lane, Fayville prohibiting parking on both sides of said street, there should be strict enforcement of these no-parking zones. The Selectmen would like to be informed as to the number of tickets issued to violators.

Memos are to go to Insurance Committee (ad hoc) asking them to meet with the Selectmen on Tuesday, November 19 at 9 p.m. for a progress report, etc.

Letter is to go to Robert H. Perkins, Jr., Chairman of the Insurance Committee (ad hoc) enclosing documents received from the Board of Library Trustees in relation to the current valuation and levels of insurance coverage on the Town library as well as the equipment and books held within that building.

Letter is to go to John J. Duane Co., Inc., Quincy enclosing a copy of a letter from the Southborough Conservation Commission dated October 15 addressed to Mr. Joseph A. Izor re: Cordaville Mill Site stating that under no circumstances shall fill of any kind be placed in or on the banks of the Sudbury River, that the sluiceway below the old mill is a wetland.

Noted by the Board:

10/17 memo from Police Chief Mattioli informing the Board that he has assigned a curiser to investigate complaint of speeding on Central Street between 6:30 a.m. and 7:30 a.m.

10/21 memo from Highway Superintendent Boland re: sidewalks on Central Street stating that there is an existing sidewalk on the easterly side of Central St. from Route 9 to Penn Central R. R. crossing. Should this sidewalk be extended to Route 30 or should sidewalks be placed on both sides of Central Street?

10/16 memo from Police Chief Mattioli re: speeding on Valley Road stating that special speed regulations must adhere to Section 9A-8-Speed Control Page 382-385 of the Uniform Traffic Control Devices. Chief Mattioli stated that he feels this is a seasonal problem as there are no complaints in the winter months.

10/21 memo from Highway Superintendent Boland re: White Bagley Road Extension problems stating that one of the major problems is the fact that the "Do not enter" sign has been vandalized and was missing for some time. The sign has now been returned. This area is now under study under the TOPICS program to see if alternative traffic patterns could eliminate some of the long-standing problems.

10/21 memo from Highway Superintendent Boland re: scenic roads and the consideration of installing sidewalks on these roads. It is the opinion of Mr. Boland that there would be very few, if any, streets where sidewalks could be properly constructed without a public hearing.

10/22 memo from Police Chief Mattioli re: Fayville Field complaints. No records were found regarding a complaint that two thirteen-year old girls were forced by policemen to leave the park during daylight. Police have orders to ask everyone to move to the other end of the Field near the railroad tracks after daylight hours.

Oct. 16 letter from Joral Construction Corp., 44 Newton St., Northboro regarding a bid of the company regarding Southborough's refuse transfer facility. There was an error in their bid calculation and found that there was a transposition of numbers in the bid. This should have read \$525,590.00.

Check received 10/21/74 from Saint Mark's School, Southborough in the amount of \$9,000.00 in lieu of taxes.

10/16 memo from Police Chief Mattioli regarding complaints of truck traffic on town roads. Chief stated that he does not have the manpower or the funds this fiscal year to comply with Section 9A-9 pages 385 and 384 of the Municipal Uniform Traffic Control Devices.

October 18 letter from Highway Superintendent Boland giving his recommendations, after reviewing with Police Chief Mattioli, regarding the least expensive course of action to remedy the traffic congestion on Main Street in the vicinity of Fay School.

Worcester Superior Court, Civil Action, Complaint for Equitable Relief, Edmond LaRose, Jr., et als. vs. Donald M. Campbell, Rose Campbell and The Inhabitants of the Town of Southborough (re: Oak Hill drainage problem). Summons and Restraining Order received 10/18 regarding above Oak Hill drainage problem.

Minutes of September 18, 1974 Meeting of the Council on the Aging.

Noted by the Board (cont.):

Copy of 10/17 letter sent by Southborough Historical Commission to Southborough Residents informing them that the Commission is working to place on the National Register of Historic Places the original historic district as proposed at the town meeting in 1973. A brochure was enclosed showing whose property is included in the area and explaining what placement on the National Register will mean to Southborough.

October 16 letter from Western Electric attaching a Transportation Control Action Plan of their New England Distribution Center, 325 Turnpike Road, Southborough, as required by the U. S. E. P. A.


10/17 letter from U. S. Environmental Protection Agency, Region I, stating that in answer to Southborough's letter of 8/16/74, concerning the requirements of the Boston Transportation Control Plan, the Boston TCP does not allow the granting of exemptions to undeveloped industrial parks in towns lying along the border of the Region. EPA is intending to propose amendments to allow employers in the border towns where Mass Transit transportation is very limited and sometimes non-existent to reduce parking by less than 25% if it is first proven to EPA that the employer took all reasonable measures and still failed to acquire the full reductions in parking spaces.

Copy of 10/16/74 letter from Board of Library Trustees to Town Clerk Berry stating that the Board of Trustees were pleased to receive the set of micro-film (15 reels) covering aspects of the Town of Southborough's history from 1727 through the late 1800's.

10/10 DPU Notice of a Hearing on the Petition of The Gray Line, Inc. for amendment of Certificate of Public Convenience and Necessity regarding the adding of and deleting of certain routes. Hearing on 11/7/74 at 10 a.m.

10/16 Notice of a Meeting of the Town Hall Renovation Committee in the Lower Town Hall on October 23 at 8:15 p.m. to review the preliminary schematic designs.

10:27 p.m. VOTED: to adjourn the meeting.


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John A. Lundblad, Administrative Assistant

JAL/mrp

MINUTES OF MEETING

BOARD OF SELECTMEN

November 5, 1974

8:00 p.m. Present: Chairman Louis J. Bartolini and Selectman William L. Zolli
Administrative Assistant John A. Lundblad, Town Treasurer Gerald G.
Papazian, members of the press and representative of the League of
Women Voters.

8:00 Chairman Bartolini opened legal Hearing for the transfer of liquor
license held by T. & F., Inc. d/b/a The Limelight, to The Limelight
Corporation, Robert A. Queen, Manager, located at 1 Southville Road.
Chairman Bartolini read aloud legal advertisement as it appeared in the
Worcester Evening Telegram of 10/12/74 and Worcester Evening Gazette of
10/26/74. (Meeting date was changed and had to be readvertised.)

Present: (in addition to the above)
Attorney Herbert A. Black II (representing Robert A. Queen)
Robert A. Queen
Anthony Lally of SEA Consultants Inc.
John W. Boland, Highway Supt.
Patricia Capone (of Transfer Station Committee)
Lois Simmons (interested citizen)

Attorney Black gave proof of mailing to abutters and gave a brief
introduction to the Board of Selectmen describing Mr. Queen and his
interest in The Limelight. Chairman Bartolini asked if any abutters
were present. There were none present. At this time Mr. Black intro-
duced Robert A. Queen who answered questions from Chairman Bartolini and
Selectman Zolli. Mr. Queen stated that his intent was to operate a night-
club at the Limelight location with either a 1:00 a.m. or 2:00 a.m.
license. He intends to open for lunchtime (hot sandwiches) at least on
an experimental basis. At this time, Mr. Sweeney addressed the Board of
Selectmen noting for the record that it was the Framingham Trust
Company not T. & F., Inc. which was requesting this transfer, since the sole
stockholder in T & F, Inc., Mr. Maurice Todesco, is deceased. Mr.
Sweeney further stated that Mr. Queen, although taking the name of The
Limelight Corporation, had no previous connection at all with The
Limelight's principles. Chairman Bartolini informed Attorney Black
that an official copy of the corporation papers for The Limelight
Corporation would be needed as soon as possible.

8:20 p.m. Selectmen closed the Hearing, taking the request under advisement.

8:30 p.m. VOTED: to transfer the all-alcoholic beverage license from T. & F., Inc.
d/b/a The Limelight ~~to~~ The Limelight Corporation, Robert A. Queen
Manager, d/b/a The Limelight with a 1:00 a.m. closing.

This vote was 2 to 0 due to the absence of Selectman Thomas A. McAuliffe

8:31 p.m. Selectman Thomas W. McAuliffe entered the meeting at this time.

VOTED: (unanimously) to accept a bid from H & S Trucking, 27 Oregon Road, for

Meeting of November 5, 1974

a plow frame which was declared surplus equipment by the Highway Superintendent John W. Boland, The amount of the bid was \$200.00.

Letter is to go to H & S Trucking informing them of the above vote. A bill of Sale is being drawn up by the Town Counsel and will be signed at the November 12, 1974 Board of Selectmen meeting. Copy of this letter is to go to Highway Supt. Boland and Town Counsel Brewin.

Letter is to go to Alcoholic Beverages Control Commission, Boston, advising them of the Board of Selectmen's vote approving transfer of T. & F., Inc. all-alcoholic license to The Limelight Corporation and several documents are to be enclosed re this transfer.

The Selectmen read a report dated 11/4/74 from the Dog Officer in relation to a dog owned by Mr. and Mrs Robert J. Durran, 13 Oregon Road. The Dog Officer requested that the Durran's dog, which is currently being restrained in the Town Pound, be destroyed on November 14 since it has bitten at least four children and perhaps a fifth over the last few years.

VOTED: to send a certified letter to the Durrans informing them that under Chapter 140, Section 158 of the General Laws, as amended, the Board of Selectmen has the power to order said dog destroyed and that unless extenuating evidence is offered by November 12 at 8:30 p.m., the Board of Selectmen shall vote to have this dog destroyed. Copy of this letter is to go to Dog Officer Hamel.

8:35 p.m. Chairman Bartolini read aloud the advertisement for bids, sub-bids for plumbing Work, Refuse Transfer Facility, as it appeared in the South Middlesex News. October 14, 1974. Bids were immediately closed.

First bid opened: Wellesley Plumbing and Heating, Inc., Wellesley
\$3,120.00 (includes Addenda numbered 1,2 and 3)

Second bid opened: Edward C. Kelly Co., Inc. Braintree..\$5,481.00
(includes Addenda numbered 1. 2 and 3)

Present were: Transfer Committee

Committee Members - Patricia Capone, Norman Boiani, Robert Hynning.
Chairman - John W. Boland, Highway Supt.
Louise Barber - Advisory Committee
Lois Simmons - interested citizen
William F. Brewin - Town Counsel
Anthony Lally - SEA Consultants, Inc.
John Lundblad - Admin. Assistant to Board of Selectmen

VOTED: unanimously, to refuse all bids of general contractors, electrical contractors and plumbing contractors for the transfer station project. New specifications will be drawn up and the entire project will be re-bid.

Mr. Lally noted that it was not just one overrun but it was the effect of inflation on each and every item of the entire project, which in turn added up to some \$100,000.00. Mr. Lally's recommendation was that the entire job be re-bid. However, some modifications should be initiated prior to that re-bidding. Those modifications would fall into two categories: (1) that some unnecessary frills would be eliminated. This could result in a possible saving of upwards of \$40,000.00.

Meeting of November 5, 1974

These frills would include: concrete pads along the push pit, trench drains and pipes, easing the specifications of the building to allow other bidders to enter that bidding, elimination of some concrete work, elimination of landscaping, requiring less expensive metals, requiring less expensive metals, requiring less painting and less site work in general, (2) this second category dealt with further dividing the contracts and effort to eliminate some of the management overhead which the general contractor must carry when he is responsible for the entire project. Mr. Lally recommended that the site development general contracting to include the installation of equipment, purchasing of equipment in the building and the paving all be bid separately but concurrently and that site development and paving would be toatally separate bids but that the general contractor would be responsible for the building and the equipment.

The Transfer Station Committee agreed with Mr. Lally's assertions in general. However, they felt that a general re-working of the plans and specifications, in order to seek out other cost reductions, was necessary. The Transfer Station Committee, without the Board of Selectmen, adjourned to the Lower Town Hall with Mr. Lally to discuss these plans and specifications and set a meeting for Monday, November 11, 1974, at 8:00 p.m.

Letter is to go to Mr. M. Anthony Lally, SEA Consultants, Inc., enclosing the plumbing bids, together with the checks, for the transfer station, notifying SEA that the Board voted unanimously to refuse all bids for the electrical, plumbing and general contracting for the refuse transfer facility and asking SEA to return all bids or certified checks and notify all bidders of the decision of the Board of electmen.

Board of Selectmen signed Treasury Warrant #20 in the amount of \$66,518.93

In the presence of Town Clerk Paul J. Berry and Deputy Sheriff Kenneth B. Mallett Board of Selectmen drew two jurors for Traverse Jury for Worcester for the month of December: (1) Richard C. Bauer, 2 Fairview Drive, and (2) Samuel L. Sanchioni 22 Atwood St.

VOTED to set up a Collective Bargaining Committee for the purpose of bargaining collectively with the Public Safety Employees Group Representatives from the Personnel Board and the Advisory Committee are to be requested from the respective Chairman.

VOTED: unanimously, to have the Conservation Land in the Town of Southborough posted for "No Hunting"

Letter is to go to Conservation Commission c/o Bruce Ey, Chairman, regarding the vote of the Board of Selectmen to ban hunting on the town-owned conservation land off Walnut Drive. The Selectmen instruct the Conservation Commission to post this area as soon as possible.

Memo is to go to Police Chief Mattioli informing him of the Board's vote re ban on hunting in town-owned conservation land.

Letter is to go to Mama Marie's Restaurant, Mr. Alfred V. Carboni, asking him to apply soon for the 1975 calendar year for a License for Public Entertainment on Sunday. Mr. Carboni requested this License in a letter dated October 24 to the Board.

Meeting of November 5, 1974

VOTED: to issue to Lincoln Square Club c/o Calvin A. MacQueen, Chairman' of the Annual May Nineties night, a one-day license for the sale of wines and malt beverages to be drunk on the premises located at Reinke Hall, Fay School, Middle Road, from the hours of 8:00 p.m. to 12:00 midnight on Friday, November 22, 1974.

Memo to Highway Supt. Regarding the damage to the stone wall at the intersection of Rts. 85 and 30, stating that Mr. Robert Morse, President of Traffic Systems Co., Inc. should be clearly informed - together with his subcontractors - that prior to any payment by the town for the new traffic light installations, that Selectmen expect full restitution of the stone wall, as well as the sidewalks, the streets and any other town property or facilities.

Letter is to go to David C. Ekberg, Southborough Conservation Commission, in reply to his letter of Nov. 4 regarding the destruction of the stone wall at the intersection of Rts. 85 and 30. He is to be informed that full restitution is expected by both the developer and subcontractor at this interesection.

Letter is to go to Joseph G. Fitzpatrick, 30 Walnut Drive, Fayville, acknowledging his letter of November 2 requesting a hunting ban on the Southborough conservation land. Mr. Fitzpatrick is to be informed that the Southborough Conservation Commission also has requested a hunting ban for this parcel of property, and the Board of electmen has voted to banhunting on the Walnut Drive property owned by the Southborough Conservation Commission. This land will be posted as soon as possible.

VOTED: to grant the Board of Water Commissioners permission to use the services of the Town Counsel in regard to the Park Street Easement.

Letter is to go to the Board of Water Commissioners informing them of the above vote. Copy of this letter is to go to Town Counsel Brewin.

Memo is to go to Highway Supt. John Boland enclosing a copy of a letter dated 10/31/74 from Mr. Roger B. Leland regarding safety problems on Northborough Road. The Selectmen would appreciate comments as to both short-term and long-term solutions to this problem and cost estimates and timetables for both.

Letter is to go to Robert Sanford, 6 Pinecone Lane, regarding his complaint of traffic hazards at the White Bagley Road Extension. A "Do Not Enter" sign has been placed at the easterly extreme of that street, as a short-run solution. The Long-run solution for that entire intersection is in the hands of the State DPW under a TOPICS study.

Letter is to go to Fire Chief Edward F. Brock stating the Board has received a request from the Town Hall Renovation Committee and A & H Browing architectural firm for permission to use the Fire Department for a fireman's flood. It is hoped that this will determine the exact cause for the flooding of the basement of the Town Hall. A copy of this letter is to go to A & Browning, Arlington, and to Judy Swartwood, Chairperson of the Town Hall Renovation Committee.

Letter is to go to Dr. Lawrence Fox, Worcester Consortium for Higher Education, asking if there is any way this consortium could help in a study of the town's Salary Administration Plan.

Meeting of November 5, 1975

Letter is to go to Data General Corporation acknowledging its letter of October 23. Coslin Drive and Crystal Pond Road have not been accepted by the Town of Southborough and therefore the sanding or plowing of said streets would be the responsibility of the Cosmo J. Caterino Construction Co. or the new owner of said roads.

VOTES: to approve application for a certificate of incorporation concerning The Bible Speaks of Southboro, Inc. to be located at 49 Lynbrook Road, Southborough.

Letter is to go to Secretary of State Dävoren enclosing duly signed application as approved by the Board on this date.

Letter is to go to F.B. Littlefield, President of The Flag Center, Cambridge, Mass., acknowledging receipt of memo dated Oct. 30 and invoice dated Oct. 31, 1974. Prior to discussing the issue of the added \$100 charge for increased labor and rental costs re the town's flag pole, the original contract called for two coats of paint on the flag pole. The second coat of paint must be applied before there will be any discussion of the additional \$100 surcharge.

VOTED: unanimously to approve the following liquor license renewals:

Clubs--All Alcoholic

Fayville Athletic Assoc., Inc., Peter D. Merloni, Manager

Druggist--All Alcoholic

C. Charles Margaritis, Reg. Phar. d/b/a Southborough Drug

Retail Package Goods Stores--Wines and Malt

Arthur J. St. Maurice d/b/a Willow Brook, The Down On The Farm Country Store

John Costantino and Lavina Amorelli d/b/a Central Street Market

William Mauro d/b/a Mauro's Market

Marie Chicoine d/b/a B & M Package Store

Retail Package Goods Stores--All Alcoholic

Bill's Package Store, Inc., William J. Fletcher, Manager

Turnpike Food and Liquor Mart, Inc., Stanley Kerbel, Manager

Restaurants--All Alcoholic

White's Corner Restaurant, Inc., Frank J. Rossi, Sr., Manager

Giombetti & Francis, Inc., d/b/a Andrea Restaurant, Ralph Giombetti Manager

Marnok, Inc., d/b/a Harvest Hill, Joseph Novick, Manager

Southboro Motor Lodge, Inc., Daniel Brandano, President & Manager

Alfred V. Carboni and Donald R. Petrilli d/b/a Mama Marie's

Letter is to go to Alcoholic Beverages Control Commission, Boston, enclosing Form 43 (blue copy only) together with renewal affidavits on the above liquor license renewals.

VOTED: to approve application for a Permit to Use, Open, Obstruct or Occupy Acre Bridge Road for emergency telephone repairs from October 31 to November 8, 1974, to be issued to New England Telephone Company, Fitchburg, Mass.

Meeting of November 5, 1974

Original Permit to go to George Blanchard c/o New England Tel. Co., with a copy going to Highway Supt. Boland.

Selectmen signed their portion of State Dept. of Public Works Memorandum of Agreement relating to Chapter 90 roads. Both signed copies to be sent to District #3 office in Worcester, attention of Mrs. Mary duPont.

Board noted the following:

Oct. 16 letter from Bay State Constables Association, Boston, enclosing a copy of a comprehensive seven page legal opinion relative to the background, powers and duties, and appointments of Constables in the Commonwealth of Massachusetts.

Copy of Nov. 1 letter from Mass. Electric Co. sent to all their customers re instituting a service charge of $1\frac{1}{2}\%$ a month on that portion of bills for electric service which are not paid within a reasonable time after receipt.

Worcester Superior Court, Civil Action Preliminary Injunction, addressed to Edmond LaRose, Jr., et als, plaintiffs vs. Donald M. Campbell, et als, Defendants. Original to be sent to Town Counsel Brewin. (re Oak Hill drainage suit)

Certified copy of Mailgram received from Enviromental Protection Agency changing date of Hearing to consider arguments regarding the technical data on which the plan is based. The Hearing is postponed until after the first of the year.

Oct. 28 letter from James A. McCaw, Wiring Inspector, stating he will be on vacation from Oct. 30-Nov. 9 and that Francis Nemensky has agreed to handle any emergency in his absence.

Copy of 10/23/74 letter from Souza and True, Inc., Consulting Engineers, to A & H Browning (Town Hall renovation architects) re placement of a vault for the Town Treasurer.

Check for \$4,449.00 received from Fireman's Fund Insurance Company to The Inhabitants of the Town of Southboro - Workmen's Compensation Insurance dividend check for policy years 1971, 1972 and 1973.

Nov. 1 letter from Joseph Murphy, Veterans Agent, informing the Board that he will be on vacation from November 8 to 22.

Oct. 30 Decision of Zoning Board of Appeals denying a variance to Barry Stern of Marlboro who wanted to construct an automobile sales facility known as AMC WEST ON Route 9, Fayville.

Copy of letter dated 10/31/74 from Southborough Conservation Commission to Hugh Dalzell, 7 Latisquama Road stating that regarding his property behind Country Volvo building there is no violation of Chapter 131, Section 49 of the Mass. General Laws re wetlands. However, on his property next to Cappello Trucking Co. Route 9, there is a direct violation of Chapter 131, Section 40 of the Mass. General Laws.

Meeting of November 5, 1974

This fill must be removed including assorted automotive parts and general rubble that has been placed in Wetland #145 on Mr. Dalzell's property or file a proper "Notice of Intent" with the Conservation Commission.

Memorandums are to go to the Cemetery Commissioners, Water Commissioners, Personnel Board and the Highway Superintendent asking them to attend a meeting with the Board of Selectmen on Tuesday, November 26 at 8:00 p.m. to discuss the proposed reduction of work hours from 44 to 40 hours per week for the Cemetery, Water and Highway Departments.

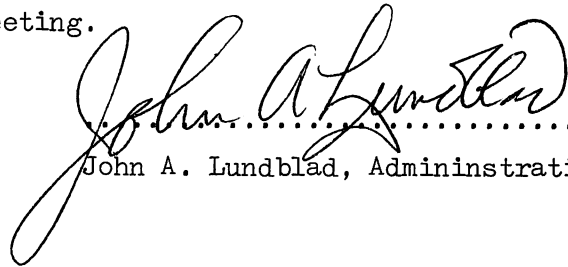
Letter is to go to Southborough Board of Health regarding the Selectmen's vote to allow the transfer of an all-alcoholic beverage license from T. & F., Inc., to The Limelight Corporation. Once the State ABCC has approved said transfer, it is the intent of The Limelight Corporation to reopen The Limelight club on 1 Southville Road. It may be necessary for the Board of Health inspector to inspect this long-closed facility prior to its reopening.

Letter is to go to Mr. Mancini, Project Manager to Tippetts-Abbett-McCarthy-Stratton regarding the incorporation of pedestrian crossing into the TOPICS survey for the Town of Southborough. The Selectmen would like the consideration of an additional hazard which exists along Route 9 in the Town of Southborough just west of the intersection of Crystal Pond Road and Route 9 Turnpike Road there is a crossover which allows traffic from Data General Corp. to reverse direction on Rt. 9 and to go westbound toward 495 to Worcester. Between 3:30 p.m. and 5:00 p.m. on various workdays the traffic backs up along Rt. 9 into the high-speed traffic lane.

Memo is to go to John Boland, Highway Superintendent regarding a request from Mr. Paul Collins (Runaway Hills Subdivision) regarding a \$3,000 bond for work to be accomplished on Overlook Drive. Is it necessary to keep Mr. Collins' bond any longer.

Memos are to go to Police Chief Mattioli and Highway Supt. Boland regarding equipment needs for highway safety. Funds may be available from the Governor's Highway Safety Commission.

10:27 p.m. VOTED: to adjourn the meeting.


.....
John A. Lundblad, Administrative Assistant

jal/dem

MEMORANDUM

NOTE: The Selectmen did not meet 10/29/74

10/29/74 Selectmen signed Treasury Warrant #19 in the amount of \$230,262.20

10/30/74 Memorandum went to the Bicycle Path Study Committee rescheduling an organizational meeting now to be held on Tuesday, November 26, at 8:30 p.m.

10/30/74 letter sent to Arthur Sisson, Sales Rep. of Northeast Safety Products Corp. informing him that his proposal was accepted for two strobe lights to be used as traffic safety devices at the intersection of Flagg and Deerfoot Roads quoted at \$130/light.

Meeting of November 5, 1974

11/1/74 Memors went to Department Heads under the jurisdiction of the Board of Selectmen enclosing advisory Committee's Budgets form for Fiscal 1975-1976 with instructions attached.

10/29/74 Memo went to the members of the Bicycle Path Study Committee (ad hoc) rescheduling an organizstional meeting to be held on November 26, 1974 at 8:30 p.m.

10/30/74 letter went to Mr. Andrew Boyd of TAMS asking them to look into the feasibility of a pedestrian crossing over Rt. 85 in the vicinity of St. Mark's School. Copy of this letter went to DPW, Worcester c/o Kirby Weathersby, Police Chief Mattioli, Highway Supt. Boland and John Bennett, St. Mark's School.

10/31/74 letter went to Ralph F. DeNorscia, 24 Pinecone Lane, regarding signs to be placed with Kimberly Park subdivision to aid in reducing the traffic hazard for the children.

10/31/74 letter went to Traffic Systems Co., Inc. regarding the disposing of excess clean fill in a brook which is adjacent to an unpaved parking lot on the northeasterly corner of the intersection of Rt. 85 and Southville Rd. This fill is to be removed forthwith as it is a violation of the State Wetlands Protection Act.

11/1/74 letter went to Paul J. Berry, Chairman of the Southborough Democratic Town Committee giving permission for a Motorcade to be held at 1:00 p.m. Copy of this letter went to the Police Dept.

11/1/74 letter went to Edward Patrick Bird, County Treasurer, Worcester, asking about the 50% increase in the assessment for fiscal 1975. (total assessment: \$157,691.76) Copy of this letter went to Philip J. Philbin, Chairman of the Worcester County Commissioners.

11/8/74 letter went to Rep.-elect Richard Rogers of Westboro regarding the 50% increase in the county assessment.

11/4/74 letters were sent re the increase of Worcester County Assessment to Representative Robert C. Reynolds, Senator Daniel J. Foley with copy going to Senator Edward L. Burke.

MINUTES OF MEETING

BOARD OF SELECTMEN

November 12, 1974

7:30 p.m. Present: Chairman Louis J. Bartolini, Selectmen Thomas W. McAuliffe and William L. Zolli, Administrative Assistant John A. Lundblad, members of the press, representative from the League of Women Voters and Lois Simmons (an interested citizen).

The parking situation on Route 30 at Fay School was discussed. A motion was seconded and unanimously

VOTED: that the Traffic Rules and Orders of the Town of Southborough adopted on November 14, 1972, be and are hereby amended as follows:

By adding at the end of Article V, Section 5-6 the following new description:

No Parking 7:00 a.m. - 9:00 a.m. - 4:00 p.m. - 6:00 p.m.
Monday through Friday on the southerly side of Main Street
(Route 30) from the intersection of Common Street westerly
for 750 feet.

7:50 p.m. Board of Selectmen met with Mrs. Judith Swartwood, Chairperson of the Town Hall Renovation Committee. Mrs. Swartwood presented the basic floor plan design of the Town Hall as rendered by A & H Browning Architects., Arlington, Massachusetts. After discussing this floor plan with Mrs. Swartwood, the Board of Selectmen unanimously

VOTED: to support the basic space allocation and floor plan design as presented in so-called "Scheme D" by A & H Browning, Architects

A letter is to go to the Town Hall Renovation Committee informing them of the Board's vote to endorse the basic floor plan and space allocation plan as presented by A & H Browning, Architects, on plan called "Scheme D".

8:00 p.m. Board of Selectmen met with representatives of the utility companies: Mr. Wesley Wallace of New England Telephone Co.
Mr. Robert McCabe of Mass. Electric Co.
Tree Surgeon of Mass. Electric Co.
Plus: Mr. and Mrs. Gerald Lamy
Mr. Philip Jacobs, 35 Lynbrook Road., (only abutter)
John W. Boland, Highway Supt.
William F. Brewin, Town Counsel
Lawrence Kimball (Planning Board)
Approximately 25-30 interested citizens.
Subject: Petition for Joint or Identical Pole Locations of
New England Tel. Co. and Mass. Electric Co. on

Lovers Lane, beginning at a point which is approximately 185 ft. southeast of Lynbrook Road and continuing southeasterly.....5 poles.
For the aforesaid distance of approx. 185 ft., a single copper weld messenger and a single phase conductor will be run to the transformer to serve the new house of Mr. Lamy, a telephone cable will also be installed. (Plan No. 961536 dated 7/24/74).

Meeting of 11/12/74

Reason: to provide service for the new home of Gerald Lamy.

Mr. McCabe gave a presentation as to the need for overhead wires for Mr. and Mrs. Lamy's house. He cited problems with burying the cables in the ground such as the width of the road, the need to go below the frost line, the jeopardy that this would cause to the root systems of the trees along the side of the road.

Mr. McCabe, Mr. Wallace and the Mass. Electric Tree Surgeon all concurred that the safest, and most environmentally sound approach would be to have overhead wires. The Selectmen were assured that only one electric and one telephone cable would be strung along the length of Lovers Lane should permit be issued, that the Mass. Electric cable would be of the Hendrix Cable variety which would stand the shock of major limbs dropping during ice or wind storms. Mr. McCabe further responded to questions of Chairman Bartolini in regard to hooking up with KV cables to Flagg Road to provide another loop through the town. Mr. McCabe denied that this was either the intent or the desire of Mass. Electric Co. and that this is merely designed to serve one customer and that any additional service to any additional customers and/or any additional poles would have to come before the Board of Selectmen at a public hearing. Mr. McCabe further noted that these were not heavy duty poles for large KV cables but standard poles with heavy duty cable for local service. Mr. Arthur J. St. Maurice spoke in favor of the above-ground technique citing that the width of the road was such that with drainage and with town water beneath the road, it would be impossible, or at the very least, impractical to bury these cables and expect no disruption. Mr. Philip Jacobs, the only abutter, spoke in regard to the Selectmen's concern that heavy development in this area would require more power, more cables to further disrupt the rural nature of the road. Mr. Jacobs unequivocally denied that any further development will take place on this property as long as he is alive and owning the property. He claims he has no intent of selling any further property. In this case, it was only one small parcel of land to a close friend. The Selectmen closed the hearing at 8:25 p.m. taking the petition under consideration..

8:25 p.m. At this time the Selectmen also received a request for a pole location from NET and Mass. Elec. Co. on

Lynbrook Road - to relocate from a point which is approximately 11 feet northeast of Lovers Lane northeasterly 8 feet. (Plan No. 961536 dated 10/31/74.

VOTED unanimously to approve the NET and Mass. Electric Co. request for location of five poles along Lovers Lane to provide power to the home of Gerald Lamy et ux. The one electric .336 MCM Phase I-O copper messenger strand using a single phase spacer cable with most of the wires hanging out over the road and over the center of the road to minimize cutting.

The Board of Selectmen also

VOTED: to approve the request for a change of location of one pole at the intersection of Lovers Lane and Lynbrook Road which did not require a public hearing

The form incorporating the above two votes duly signed by the Selectmen will be forwarded to the Town Clerk's office for further processing.

Meeting of 11/12/74

8:30 p.m. The Board of Selectmen opened the Hearing in regard to complaints received by the Board of Selectmen from the Dog Officer and from two citizens in regard to a female German Shepherd owned by Mr. and Mrs. Robert J. Durran, 13 Oregon Road. An agreement reached with the Durran's at an earlier date was announced whereby the Durran dog would be ordered to leave the Town of Southborough and never to return.

The Board of Selectmen unanimously

VOTED: to order, under Chapter 140, Section 157, of the General Laws, as amended, Robert J. Durran, 13 Oregon Road, to remove said female German Shepherd dog from the limits of the Town of Southborough permanently and that ownership of Mr. Joseph Palumbo of Littleton, Massachusetts, and that said dog shall be kept at the Route 85 Chevron Station in Milford, Massachusetts, as a watchdog. Notification of this decision is to be sent to Mr. Robert J. Durran by certified mail--return receipt requested. Copy of said letter is to go to Dog Officer Charles F. Hamel.

Letter is to go Dog Officer Hamel authorizing him to release said German Shepherd dog to Mr. Robert J. Durran solely for the purpose of transporting this dog outside the limits of the Town of Southborough.

8:45 p.m. The Board of Selectmen met with the Board of Water Commissioners, Water Superintendent William Binder, Acting Secretary Linda Stirling, Highway Superintendent and John W. Boland. Water Commissioner Henry Valcour made a presentation to the Board of Selectmen requesting their advice regarding the repaving of White Bagley Road. The Commissioners, through a Warrant Article in the last annual town meeting, placed a water main along White Bagley Road to connect up with a Route 9 crossover, and by doing most of the work themselves, this saved the town approximately \$12,000 on the Warrant Article. At this time the Water Commissioners request the advice of the Board of Selectmen as to the repaving of that ditch along White Bagley Road. At the recommendation of the Highway Supt, it was decided that the Highway and Water Departments would cold patch the trench for the winter and that in the Spring White Bagley Road would be resurfaced. It was the feeling of the joint Boards and Superintendents that this close cooperation would lead to a greatest possible saving to the Town of Southborough without resulting in any hazardous or dangerous conditions along White Bagley Road during the winter. Furthermore, the Board of Selectmen received a recommendation from the Highway Supt. That a policy in regard to the opening of roads be established whereby developers--whether utilities or town or private developers would be forced to cold patch for one winter and then repave the entire roadway in the following year. That policy recommendation was favorably received by the Selectmen but taken under advisement for further research.

9:00 p.m. Meeting with the Board of Trustees of the Southborough Library, Present were: James A. Higgiston (Chairman), Henry W. Welch, Jr., Natalie J. Antony and Beulah T. Callaghan. The Board of Selectmen received a request from Mr. Higgiston that B. Helen Curtis, 4 Sears Road, be appointed to fill the vacancy created by the resignation of Anne S. Bradley to serve until the regularly scheduled town election

Meeting of 11/12/74

in May 1975. A roll call VOTE was held and B. Helen Curtis was unanimously elected to fill the vacancy caused by Mrs. Bradley's resignation.

Letter is to go to Mrs. B. Curtis, 4 Sears Road. informing her that she was appointed Library Trustee until the next May election and should appear before the Town Clerk to be sworn in. Copy of this letter is to go to James A. Higgiston, Chairman of the Library Trustees. Town Clerk is also to be notified of this vote.

9:15 p.m. Board of Selectmen met with Pierson F. Melcher, Headmaster of The Southborough School. This is a continuance of a Hearing held 10/8/74 at 8:00 p.m. Mr. Melcher delivered to the Board of Selectmen a compromise solution for the storage of heating oil on the grounds of The Southborough School. Also present at this meeting were: Abutters to The Southborough School property - Mr. Cary Merrill, 51 Sears Road, and Mr. Francis E. Perkins, Jr., 65 Sears Road. Mr. Perkins expressed his pleasure with the compromise expressed by Mr. Melcher whereby a minimal amount of blasting at all would be done, it would be for outcropping and not for major ledge. Mr. Perkins went on to say that he would request that the Selectmen or their agents keep a close watch on this project and that if any blasting is necessary that it be closely monitored by the Fire Chief. The Chairman of the Board of Selectmen assured Mr. Perkins that this is standard operating procedure for the Town of Southborough and, therefore, since no further objections were received, the Board of Selectmen unanimously

VOTED: to grant to the Southborough School, 60 Sears Road (nearest cross street: Main Street) a License to store No. 2 fuel aboveground: 2,000 gallons and underground 15,000 gallons.

Letter is to go to Mr. Melcher notifying him of the Board's vote and asking him to forward to the Selectmen's office a check in the amount of \$10.00 for said license.

Town Clerk Paul Berry is to be notified of the granting of this license to The Southborough School.

Copy of license issued to The Southborough School is to be mailed to Fire Chief Brock for his records.

9:30 p.m. The Board of Selectmen met with Howard Walter from the Department of Community Affairs in regard to a possibility of a police management study. Present at this meeting were Messrs. Howard Walter, Christopher Kent and Mark Morris from the DCA, Mrs. L. Louise Barber (Chairwoman), Mrs. Jeanne M. Duggan, Messrs. John R. Mahoney, Russell B. Millholland and Stanley Wright from the Advisory Committee.

After a short presentation and a question and answer period, the Board of Selectmen and the advisory committee agreed to take Mr. Walter's proposal under advisement and that by December 3, the Board of Selectmen would be offered a rough scope of services statement and by mid-December Mr. Walter and his staff would request a re-hearing with the Board of Selectmen and the Advisory Committee to discuss that proposal and to discuss the cost of funding. It is estimated that the town's share of such a study would be between \$2,000 and \$3,000.

Meeting of 11/12/74

It was the recommendation of Mr. Walter that the town go after the higher sum of money just in case it is needed for the study.

10:20 p.m. The Board of Selectmen met with the Advisory Committee in regard to the unleaded gasoline problem caused by the anticipated presentation of two 1975 police cruisers station wagons. The Board of Selectmen and the advisory Committee, after much discussion, agreed that one 10,000 gallon tank for unleaded petroleum would be needed by the town and needed within 90 days and that the best method for funding this project would be to declare a state of emergency, for the certification by the Bureau of Accounts Director Gordon McGill. The Selectmen instructed the Administrative Assistant to make inquiry to Mr. McGill or his staff in regard to this emergency

VOTED: unanimously, to appoint Frederick S. Tupper, 18 Ted Lane, as Alternate Member, Zoning Board of Appeals to replace John Rego, term to expire 1976.

VOTED: UNANIMOUSLY, TO APPOINT Lois C. Simmons, 269 Cordaville Road, Representative on the Board of Directors of South Middlesex Opportunity Council, term to expire May 1975.

Town Clerk Paul Berry is to be notified of the above appointments.

VOTED: to appoint the following as members of the Historic District Study Committee:

Donald C. Morris, 40 Main Street
A. Brooks Harlow, Jr., 52 Main Street
Levio J. Cibelli, 15 Main Street
Barbara E. Jacks, 59 Main Street (rep. Historical Soc.)
Charles S. Tower, Jr., 211 Middle Road (rep. Hist. Soc.)
Lois H. McCarthy, 23 High Street (rep. Historical Comm.)
P. Brent Trotter, 50 Deerfoot Road (rep. Historical Comm.)
Virginia Hulehan, 98 Southville Road (rep. Hist. Comm.)
Hamilton Armstrong, 15 Flagg Road (rep. Hist. Comm.)

The above are to be notified of their appointment and asked to appear before Town Clerk Berry to be sworn in. Town Clerk to be also notified.

Letters are to go to all of the above members of the Historic District Study Committee asking them to meet with the Board of Selectmen on November 26 at 9:00 p.m. for an organizational meeting.

VOTED: to grant permission to Mrs. Robert C. Dumont, 20 Strawberry Hill Road, to hold a "Tag-Garage Sale" from November 14-20, 1974 at her property located at 20 Strawberry Hill Road.'

Letter is to go to Mrs. Dumont re above vote. Copy is to go to Police Department for their information.

Board of Selectmen signed Treasury Warrant #21 in the amount of \$92,199.51

VOTED: not to act on November 1, 1974, petition by Mr. J. R. Aback, Commonwealth Gas Company, 157 Cordaville Road, for a street opening on Middle Road south of Turnpike Road.

Meeting of 11/12/74

Reason for refusing this permit is that it will be necessary to erect a utility pole approximately 150 feet south of the LNG line along Turnpike Road, and the utility company - Mass. Electric - would have to come before the Board of Selectmen for a single pole permit. The Selectmen would prefer to consider that pole application and the request for excavation at the same time to insure that the entire project meets with the approval of the Board.

Letter is to go to Mr. Aback of Commonwealth Gas Company regarding the above vote.

Letters are to go to Richard Federico, 11 Bigelow Road, and to Clarence J. Burton, 7 Central Street, informing them of the appointment of Frederick S. Tapper of Ted Lane to be the Alternate to the Zoning Board of Appeals. (Both these men had volunteered for this position.)

VOTED: to grant permission to the Town Collector Walter White to use the services of the Town Counsel to discuss the course of procedure in regard to personal property taxes of the London Lass West. Copy of the Deputy's Warrant is to be enclosed in letter to Town Counsel Brewin incorporating this vote.

Copy of letter to Town Counsel Brewin is to go to Town Collector White..

Letter is to go to Robert Charles Engineering Assoc., Inc. stating that the Selectmen reviewed their letter of 11/12 in relation to their continuing interest in the sewerage feasibility studies for the Framingham-Southborough area. The Selectmen are unable at this time to offer any comments since the MDC study is far from a definitive or agreeable solution.

Letter is to go to Southborough Chevron c/o Douglas F. Conrado, Proprietor, regarding his November 7 letter offering 24-hour towing and road service. It is suggested that he contact Police Chief Mattioli and make a formal request to him asking his consideration for this service within the Town of Southborough.

Letter is to go to Mrs. Jody R. McCann, 12 Summit Road, informing her that the firm of TAMS will be studying a pedestrian overpass over Route 9 in the vicinity of Parkerville Road under the TOPICS program with the State Department of Public Works.

Letter is to go to Mr. Roger Leland, 20 South St., Northboro regarding his concern of Northboro Road traffic hazards. Although this problem does not lie within the Town of Southborough geographically, it still has a major impact upon the safety and well being of Southborough's school children and the Board of Selectmen will not let this matter rest. Mr. Leland's complaints will be forwarded to the Southborough School Committee and Marlborough's DPW.

Letter is to go to Paul R. O'Connell of the Planning Board informing him that Highway Supt. John Boland is to determine whether or not provisions of the performance bond for Paul E. Collins (Runaway Hills Subdivision) have been met.' When Mr. Boland's recommendation is received, the Planning Board will be informed.

Letter is to go to Town Clerk Berry informing that the members of the Collective Bargaining Committee for the Fiscal Year 1975-1976 are Selectmen Thomas W. McCauliffe, Advisory Committee member Russell Millholland and Personnel Board Chairman Joseph Prior, Jr.

Meeting of 11/12/74

Letter is to go to Maureen Ames, 26-6 Briarwood Lane, Marlboro refusing a Zoning Permit for her proposed single-family home construction on Mr. Vickery Road on property between the Benson-Stirling homes. Denial was due to lack of frontage. It is suggested that Mrs. Ames apply for a variance through the Zoning Board of Appeals. Copy of this letter and a copy of Mrs. Ames' letter and plan are to go to James R. Cappello, Chairman of the ZBA.

Letter is to go to South Middlesex Opportunity Council, 36 Concord Street, Framingham, notifying them of the Board's appointment of Lois C. Simmons, 269 Cordaville Road, as the representative of the Board of Selectmen to the Board of Directors.

Memo is to go to the Collective Bargaining Committee rescheduling a meeting to November 21, 1974 at 7:30 p.m. in the Selectmen's office and at 8:00 p.m. at the Police Station second floor classroom.

Letter is to go to Charles R. O'Connell, Secretary of the Southborough Police Association Collective Bargaining Committee regarding the meeting date being set at November 21, at 8:00 p.m. at the Police Station.

Letter is to go to Russell Millholland and Joseph Prior, Jr., informing them of the first meeting of the Collective Bargaining Committee on November 21, for the purpose of negotiations leading to the contract for fiscal 1975-1976.


Board noted the following:

Memo from International Assoc. of Chiefs of Police, Inc. on the subject of Proposed U.S. Department of Labor Rules on Overtime Wages. Copy is to be sent to Town Counsel Brewin.

November 4 letter from William J. Ryder, 30 Pinecone Lane, expressing gratitude of residents of Kimberly Park Subdivision of having the two lots in the Park restored by Dunnebier Construction Co. (developer of Kimberly Park).

October 25, 1974 letter from Barbara Cappello in which she resigned from the Historic Celebration Committee.

11:00 p.m. VOTED: to adjourn.


.....
John A. Lundblad, Administrative Assistant

jal/dem

MINUTES OF MEETING
BOARD OF SELECTMEN

November 19, 1974

7:30 p.m. Present: Chairman Louis J. Bartolini, Selectmen Thomas W. McAuliffe and William L. Zolli, Administrative Assistant John A. Lundblad, Police Chief Francis J. Mattioli, citizens Edward Lambert, Lois Simmons and Donna McDaniel from the south end of town.

The citizens and the Chief of Police related to the Board of Selectmen of the youth vandalism problems experienced by these persons as well as other persons in the town living in the south end.

7:45 p.m.

to

7:54 p.m. VOTED: to go into Executive Session with Administrative Assistant Lundblad and Police Chief Mattioli. Topic of discussion was techniques possible to abate the vandalism and youth disturbances in the south end.

8:11 p.m. The Selectmen met in the Upper Town Hall with department heads and town officials in regard to a party or testimonial for Miss Mary J. Firmin, retired Executive Secretary to the Board of Selectmen. Present at that meeting were the Selectmen, Administrative Assistant, John W. Boland (Highway Supt.), Walter White (Town Collector), Howard Truesdale (Tree Warden), James Cappello (Chairman, Zoning Board of Appeals), Arthur Hosmer (Chairman, Board of Water Commissioners), William Barber and Henry Valcour (Water Commissioners), George Burwell (Chairman, Cemetery Commissioners), Leo Bertonazzi (Cemetery Supt.), L. Louise Barber (Chairwoman of Advisory Committee), Linda Stirling (Acting Secretary to Water Commissioners), Paul Berry (Town Clerk), Ronald Edgren (Industrial Development Commission), Hamilton Armstrong (Historical Commission), Ralph Clark (Assessor), Sgt. Colleary (Police Department).

No decision was reached.

8:30 p.m. Opened an underground conduit hearing on petition by Mass. Elec. Co. re:

Northborough Road, proceeding westerly from the existing underground conduit at a point approx. 25 ft. easterly of Pole #53 about 200 ft. of underground conduit and conductors to riser Pole #54.

No representative from Mass. Electric Co. was present.

VOTED: to adjourn this hearing and reopen it on November 26, 1974 at 9:30 p.m.

VOTED: to grant petition of Mass. Electric Company and New England Telephone Co. for joint location--existing poles. re:

Chestnut Hill Road - at a point which is approximately 230 feet north of Main Street, 1 pole. Reason: relocate service to new home. (no hearing was necessary).

Meeting of November 19, 1974

8:40 p.m. Board of Selectmen met in the Lower Town Hall with the Town Hall Renovation Committee. Present: Chairwomen Judith Swartwood, Messrs. Cross, Lambert, Pearse, McCarthy and Mrs. Davis. In addition to the members of the press and the League of Women Voters, the Administrative Assistant Lundblad, Louise Barber (Chairwoman, Advisory Committee) were also present.

Chairman Bartolini discussed the problems which the Board of Selectmen and the Highway Supt. are experiencing in regard to cost overruns of the Transfer Station and warned the committee about holding the line especially since other building projects are anticipated for the funding and that at the 1975 Annual Town Meeting these building projects will include a new main fire station and a second pumping station for the Water Department.

8:45 p.m. The Selectmen then voted to go into Executive Session with the
to above mentioned members, exclusive of the press and the representa-
9:00 p.m. tive of the League of Women Voters. The topic of discussion was
the possibility of combining the Town Office activity with the Fire
House activity in some kind of a consolidated structure.

9:00 p.m. Board of Selectmen met with the Insurance Study Committee (ad hoc).
Members present were: John Rego and Chairman Robert H. Perkins, Jr.
Also present were Town Counsel William F. Brewin (arrived at 9:00 p.m.)
and L. Louise Barber, Chairwoman of the Advisory Committee.

John Rego gave a presentation of the findings of the Insurance Study Committee (ad hoc), whose findings were the following: (1) two agencies have been in competitive bidding with one another over certain policies. The committee felt that this was a healthy practice and perhaps competitive bidding should be opened up to other agents and other insurance firms, (2) the committee strongly recommended that competitive bidding be initiated in the Insurance Account and they have stated that it is a highly competitive market at this time and that savings could amount from 8 to 12 or even 15 per cent on certain items, (3) the Selectmen were informed that even with competitive bidding that they should keep an eye toward good service and that service should be considered with equal importance to cost since in the insurance business it is possible to buy from companies directly but then service normally given by agencies is not received, (4) the Insurance Committee felt that insurance companies should not provide valuation figures from which the town basis insurance coverage, but rather this should be done by outside independent firms. (5) the committee recommended that a fund be set up for deductibles whereby the town could increase its deductible coverage to take advantage of both the market and the town's excellent record in regard to fire and collision damage, (6) the committee recommended that checks be made payable to the vendor re repairing or replacing town equipment instead of payable to the town and then coming out of the budget of the department involved, (7) finally, the Insurance Committee recommended that a committee be created on an ad hoc basis and utilized from time to time to revise the specifications of bidding and to review the bids with the Board of Selectmen in order to insure that proper bidding and proper awarding of sealed bids. The Insurance Committee at the request of Acting Chairman Thomas W. McAuliffe (Chairman Bartolini was attending an Executive Session which began at 9:20 p.m. with the Town Hall Renovation Committee and the Fire Station Committee) agreed to remain

Meeting of November 19, 1974

force at least through the bidding stage and the awarding of the bid stage to assist the Board of Selectmen through the first competitive bidding for the town's Insurance Account.

9:20 p.m. Chairman Louis J. Bartolini met in the lower Town Hall with the above-mentioned Town Hall Renovation Committee and the following members of the Fire Stations Study Committee: Paul R. O'Connell, Jr. (Planning Board), Jeanne Duggan (Advisory Committee), Herbert Cobb, Earl Smiddy and Fire Chief Edward Brock. This Executive Session lasted until about 10:00 p.m.

9:30 p.m. Mrs. L. Louise Barber, Chairwoman of the Advisory Committee, and Selectmen McAuliffe and Zolli, together with Administrative Assistant Lundblad and the Town Counsel, discussed the 44-hour work week for the Operating Group and the anticipated reduction to a 40-hour work week by the Personnel Board. Mrs. Barber was informed by the Board of Selectmen that a meeting is scheduled for 8:00 p.m. on Tuesday, November 26, 1974 to discuss this very issue. The Advisory Committee is hereby invited to said meeting. Memo is to go to Mrs. Barber asking the Advisory Committee to attend said meeting on November 26.

VOTED: unanimously to deny Elise L. Laliberte d/b/a Adam & Elise Realty permit to use 122 Marlborough Road as a real estate office since, in the opinion of the Board of Selectmen, the pre-existing, nonconforming use of that property is not for a real estate office and therefore the Board is not empowered to permit such a nonconforming use.

Letter is to go to Elise Laliberte informing her of the above vote and suggesting that she apply to the Zoning Board of Appeals for a variance. Copy of this letter together with a copy of Ms. Laliberte's letter of November 19 is to go to James R. Cappello, Chairman of the ZBA.

Board noted 11/19/74 letter of complaint from Mrs. Rosita Bartolini, 8 View Hill Road, regarding a dog nuisance problem of her neighbor, Mr. and Mrs. Charles Bowen. Memo is to go to Dog Officer Hamel enclosing a copy of letter from Mrs. Bartolini asking him to kindly speak with Mr. and Mrs. Bowen and rectify this problem.

Letter is to go to Mrs. Louise Barber, Chairwomen of the Advisory Committee, informing the committee re the budget process for Fiscal 1976, it is felt that the January 15th deadline for all budgets to be presented to the Advisory Committee is much too early. The Selectmen plan to inform their respective departments (22 in all) that January 15th shall be the date for the submission of their budgets to the Board of Selectmen.

VOTED: unanimously, to grant a Hawker's & Peddler's license to Mr. Kurt J. Cameron, 185 Middle Road, to sell firewood on the property of Lugia's Sub Shop, Route 9. This license is to expire on April 15, 1975.

Board noted a letter from Highway Supt. John Boland regarding a letter of complaint by Roger B. Leland dated 10/31/74 concerning the condition of Northborough Road. The Town Line sign on Northborough Road is continually being vandalized and it is no longer in existence. The problems outlined in Mr. Leland's letter actually concern the City of Marlborough and not the Town of Southborough. Mr. Boland made several suggestions as to how these problems may be resolved.

Meeting of November 19, 1974

Letter is to go to Jay G. Engel, Jr., Chairman, Southborough School Committee, regarding Mr. Roger Leland's complaint regarding Northborough Road traffic conditions.

Letter is to go to John Boland, Highway Superintendent, asking for his recommendation regarding the condition of the 15 River Street site. J.J. Duane Co. has demolished the Old Cordaville Mill buildings owned by Snow-fighters, Inc. J.J. Duane Co. has submitted its bill for \$12,500 according to their bid. Recommendation is also to be received from Building Inspector Phaneuf as to the present condition of this site before said bill will be paid in full.

Letter is to go to Veterans of Foreign Wars. Choate Post No. 3276 c/o John E. Hughes, Commander, informing that regarding the use of the Fayville Village Hall, this is the responsibility of the Fayville Village Hall Committee to schedule activities for both the upstairs and the downstairs of the Hall. Copy of this letter is to go to John A. Baveri, Chairman of the Fayville Village Hall Committee.

Letter is to go to Barbara Cappello, 7 Carolyn Terrace, accepting her letter of resignation from the Historic Celebration Committee dated October 25, 1974.

Letter is to go to Bruce Ey, Chairman of the Southborough Conservation Commission, stating that it is well within the powers of the Conservation Commission to ban trail bikes, snowmobiles and other off-road recreational vehicles from Conservation Commission land and the Selectmen concur in the decision of the Conservation Commission to ban said off-road vehicles or all-terrain-vehicles from conservation land off of Walnut Drive.

Letter is to go to A. Brooks Harlow, Jr., Headmaster of Fay School, informing the school of the Selectmen's November 12, 1974 vote to restrict parking in front of the Fay School property on Route 30 as previously agreed with Mr. Harlow. Once the new restrictions are approved by the State Department of Public Works, the Police Department will be enforcing this regulation to insure compliance. The restriction is that no parking will be allowed from 7:00 a.m. to 9:00 a.m. and from 4:00 p.m. to 6:00 p.m. Mondays through Fridays along Rt. 30 in front of Fay School.

Board of Selectmen signed Treasury Warrant #22 in the amount of \$42,637.10.

Letter is to go to Miss Mary J. Firmin expressing deep regret as to her resigning as Executive Secretary to the Board of Selectmen as of October 15, 1974.

Board noted the following:

Nov. 13 letter from Worcester County Commissioners enclosing a check for \$9,036.60 which is Chapter 824 Southborough's share of the unappropriated balance of the County budget for the fiscal period ended June 30, 1974

Nov. 11, 1974 Memo from Central Transportation Planning Staff, Boston, regarding "Western Sub-Regional JRTC". Next meeting to on 11/25/74 at the Framingham Town Hall at 7:30 p.m.

11/15/74 letter from the State Department of Public Health, Boston (Office of Emergency Medical Services) informing the town that a limited

Meeting of November 19, 1974

amount of funds will be available in the Commonwealth for the purchase of ambulances. Application kits for participating in this program will be mailed in December 1974.

Notice of Hearing on 11/18/74 at 1:30 p.m. Architectural Barriers Board on behalf of the Town Hall Renovation Committee. (re eliminating the need for elevators in the proposed renovation of the town hall).

Copy of Nov. 12 letter from New England Power Co., Westboro addressed to Town Clerk enclosing a copy of a petition under General Laws, Chapter 164, section 72, as filed by the New England Power Co. with the Mass. Dept. of Public Utilities. (re 115 KV line).

Nov. 11 letter from Highway Supt. John Boland recommending that Traffic Systems, Inc., doing the work re new traffic lights at the intersection of Rt. 30 and Cordaville Rd., not be paid until they have restored the stone wall, etc. at this intersection.

11/15 letter from Southborough Planning Board asking the Board of Selectmen and/or Highway Supt. Boland to notify them if work performed on Overlook Drive (Runaway Hills Subdivision) is satisfactory and if Paul Collins' \$3,000 bond can be released to Mr. Collins.

Copy of November 11 letter from State Department of Public Works to Town Clerk Berry enclosing Traffic Regulation Permit Number 3-895 dated 11/11/74. This permit is for one-way street sign to be placed on Winter Street Between Summer Street and Turnpike Road in a southerly direction, and for no parking sign to be placed on Brook Lane from Turnpike Road a distance of Six Hundred Feet on both sides; from 10 p.m. to 6:00 a.m. Violators will be towed. These regulations were voted at the August 28, 1974 Selectmen's meeting.

11/4/74 letter from Highway Supt. Boland re the 44-hour work week.

10:45 p.m. VOTED: to adjourn meeting.


.....
John A. Lundblad, Administrative Assistant

jal/mrp

Memorandum

November 13, 1974 Selectman William L. Zolli, in the presence of Town Clerk Paul Berry and Sheriff Kenneth Mallett drew four jurors: (1) George W. Albrecht, 46 East Main Street, (2) Stanley J. Belcinski, 8 Parker Street (3) John J. Brovelli, 21 Brook Lane, and (4) Sylvia G. Hirsch, 12 Red Gate Lane.

BOARD OF SELECTMEN
MINUTES OF MEETING

November 26, 1974

7:30 p.m. Present: Chairman Louis J. Bartolini, Selectman Thomas W. McAuliffe, Administrative Assistant John A. Lundblad, members of the press, representative from the League of Women Voters, and Lois Simmons (interested citizen).

7:30 p.m. Lawrence P. Kimball and Roger Capone met with the Board of Selectmen in regard to the Commonwealth Gas Co. radio tower. Chairman Bartolini read the decision from the Department of Public Utilities, after which Mr. Kimball formally requested that the Board of Selectmen file an appeal at the appropriate judicial level. Mr. Kimball felt that the DPU left open the issue of property valuation which could most properly be settled by the court. Mr. Capone presented to the Board of Selectmen the fact that a petition with 379 signatures was sent to the DPU citing the four following problems: (1) that other alternatives of the radio tower were not fully explored, (2) the current system is functional, (3) that the entire tower issue was brought out after Commonwealth Gas had come into the town and (4) that this would cause a property devaluation for persons living near or having to view the tower. Mr. Capone further went on to say that this is a grass root movement and that they did not have the funds to bring this case to court and requested the assistance of the Board of Selectmen. Further Mr. Kimball went on to say that this was not necessarily the feeling of the Planning Board but that he would bring the issue before the Planning Board this week and get back to the Selectmen as soon as possible.

8:00 p.m. Selectman William L. Zolli arrived.

The Selectmen then took the entire issue under advisement and requested that the Town Counsel and Selectmen review the finding to determine whether or not any basis for appeal exists.

Board of Selectmen signed Treasury Warrant #25 in the amount of \$124,801.14

8:00 p.m. The Board of Selectmen met with the following persons in regard to the 44-hour work week for the operating group of the Town of Southborough:

Advisory Committee: Chairwomen L. Louise Barber
Mary Jane Martinson
Jeanne Duggan
John Mahoney
Stanley Wright
Russell Millholland
Planning Board: Lawrence Kimball

Highway Supt.: John W. Boland

Cemetery Commissioners: Chairman George L. Burwell
Thomas Grady
George Mooney

Water Commissioners: Arthur Hosmer, Chairman
William Barber III

Meeting of November 26, 1974

Water Supt.: William Binder

Clerk to the Water Dept.: Julia Murphy

Personnel Board: Joseph Prior, Chairman
Edward Blood
Janice Fletcher
David Hayward

Clerk to the Personnel Board: Eleanor MacLauchlan

Interested citizens: Lois Simmons and Philip Moran

Chairman of the Personnel Board, Mr. Prior, mentioned to the entire meeting that it was the feeling of the Personnel Board that town employees should not be given a guaranteed overtime in addition to the standard work week and that the issue of whether or not this was guaranteed was bandied about among the various Commissioners. The Advisory Committee, through its Chairwoman Louise Barber proposed that an ad hoc committee be set up by the Selectmen to draft a new Salary Administration Plan. Chairman Bartolini noted that the Personnel Board was empowered to do just that and that they were autonomous of the Board of Selectmen by virtue of their appointment by the Moderator. Therefore, a compromise was reached whereby the names offered by the Advisory Committee for this said ad hoc committee would be passed along to the Personnel Board and that some sort of a mutually agreeable committee hopefully would be established in the near future. Chairman Bartolini noted that the total cost of this overtime on an annual basis was \$21,750.69 annualized from the salaries reported at 11/26/74 and for those personnel working during that week. A reduction from the 44-hour work week to a 40-hour work week without an adjustment in pay would result in a 15% salary decrease for this personnel. The Board of Selectmen and the respective Water and Cemetery Commissioners felt that this was unjustified and a breach of faith. Mr. Philip Moran went on record as opposing maintenance of the 44-hour work week and finds a return to a 40-hour work week "cutting the fat". Chairman Bartolini, Chairman Prior and Chairwoman Louise Barber remained with each other to discuss the issue of this ad hoc committee while Acting Chairman McAuliffe and Selectman Zolli, together with Administrative Assistant Lundblad and the Town Counsel returned to the Selectmen's Office from the Upper Town Hall.

8:55 p.m. Board met with Mrs. Jody McCann, Mrs. Betty Soderholm and Mrs. Grace T. Ryan, members of the Bicycle Path Study Committee. Acting Chairman McAuliffe spoke to them about basic organization and request that they get down to matters as fast as possible so that a Warrant Article could be presented at the upcoming annual town meeting. Mrs. McCann asked specific questions in regard to TOPICS funding and bicentennial funding. However, it was the feeling of all persons present that prior to seeking any funding, we have to have a feeling for what size and what sort of a project we are discussing. It was suggested by the Administrative Assistant that they coordinate their activities closely with the School Committee and with the Highway Superintendent, both of whom are concerned with the flow of pedestrian traffic throughout the town. A petition was presented to the Board of Selectmen with 673 signatures favoring bicycle paths and a pedestrian overpass over Route 9.

Meeting of November 26, 1974

9:18 p.m. Board of Selectmen met with the Historic District Study Committee. Members present were: Barbara Jacks, Hamilton Armstrong, Lois McCarthy, Donald Morris, Brent Trottier, Charles Tower. Acting Chairman McAuliffe requested that this committee organize, elect officers and get back to the Selectmen as soon as possible. However, he warned them that with statutory restrictions upon them that they would not be able to get an Article in the upcoming Annual Town Meeting.'

9:23 p.m. The Board of Selectmen met with Mrs. Barbara Jacks in regard to the Southboro Players, of which Mrs. Jacks is a member. Mrs. Jacks

9:30 p.m. requested the formal support of the Board of Selectmen and the Town of Southborough to insure that the Southboro Players have a more successful season in the upcoming Spring. The Board of Selectmen strongly support the Southboro Players and suggested a number of promotional gimmicks, including a Town Officers Night to instill a greater support among the townspeople for the Southboro Players.

9:30 p.m. The Selectmen met with Robert McCabe, District Manager, Mass. Electric Co. regarded two petitions:

9:42 p.m.

- (1) petition to locate poles, wires, etc. re: WARD ROAD - at a point approximately 193 ft. southerly from land of the Metropolitan District Commission...1 pole...Reason: Circuit improvement.
- (2) petition to construct a line of underground electric conduits re; NORTHBOROUGH ROAD - proceeding westerly from the existing underground conduit at a point about 25 ft. easterly of Pole #53 about 200 ft. of underground conduit and conductors to riser Pole #54.

VOTED: to grant the above two petitions.

Mr. McCabe was notified that no underground work could proceed until Spring and that he would have to get a street opening permit from John W. Boland, Highway Superintendent. A letter is to go to Mr. McCabe and to Mr. Boland.

9:45 p.m. Board of Selectmen met with Dr. Ovid Fraser, the Southborough Board of Health and Mrs. Yvonne Sleeper, Secretary to the Board of Health. The issue discussed was the possible poisoning of dogs in the Town of Southborough and the possibility of paying for autopsies for these dogs to determine whether or not criminal activity has been carried out. The Selectmen agreed with the Board of Health and with Dr. Fraser that such a program was necessary and they will look into funding it next year through the Dog Officer's budget. This year the Board of Health has agreed to pay whatever future contingencies become necessary. Dr. Fraser, Board of Health and the Board of Selectmen will look into outside funding sources for this activity.

VOTED: to create an ad hoc committee to be called DEPARTMENT OF PUBLIC WORKS STUDY COMMITTEE. The members are:
George Burwell, Cemetery Commissioner, 21 Newton Street.
Henry C. Valcour, Jr., Water Commissioner, 10 John St., Fayville
John Boland, Highway Superintendent
Louie A. Hoisington, 95 Southville Road
Howard Grue, 11 Birchwood Drive
Roger Maconi, 14 Ward Road
Joel F. Packard, 11 Central Street, Fayville

Meeting of November 26, 1974

Jeanne Duggan, Advisory Committee, 14 General Henry Knox Rd. (ex-officio)
Stanley D. Tanenholtz, Capital Budget Planning Committee,
153 Middle Rd. (ex-officio)

The above are to be informed of their appointment and asked if they will please meet with the Board of Selectmen on Tuesday, December 10, 1974 at 8:30 p.m. for an organizational meeting. Town Clerk is to also be notified of these appointments.

Letters are to go to the Dog Law Enforcement Committee asking them to meet with the Board of Selectmen on Tuesday, December 10, 1974 at 8:00 p.m. to discuss the Report they had submitted.

Board noted 11/25/74 letter from David J. Dockstader, 260 Parkerville Road (formerly Lincoln Store) asking if he can operate a home business at this residence, the business to include a studio gallery and a custom frame shop. Memo is to go to Building Inspector Phaneuf re this request asking for any information re the renovation of this property and/or Mr. Dockstader's application for an Occupancy Permit.

Board noted November 11 letter from A & H Browning to Judy Swartwood, Chairman of the Town Hall Renovation Committee stating that it is essential to include the exterior repair work within the construction documents which they (the Brownings) will be preparing. This matter should be discussed with the Selectmen. Letter is to go to Judy Swartwood regarding said 11/11/74 letter and ask that the Town Hall Renovation Committee and the Brownings meet with the Board of Selectmen and the Advisory Committee at 9:15 p.m. on Tuesday, December 3, 1974 in the office of the Board of Selectmen. Copy of this letter is to go to Louise Barber, Chairwoman of the Advisory Committee.

Letter is to go to Town Clerk Paul Berry for posting notification that there will be a public hearing in the office of the Board of Selectmen on Tuesday, December 10, 1974 at 9:30 p.m. to review the proposed site plan for the service building of Harvard Medical School, New England Regional Primate Research Center, 1 Pine Hill Road.

Letter is to go to John Boland, Highway Supt., copy to Police Chief Mattioli, attaching a copy of "Valid D.P.W. Traffic Permits. The Town, in addition to these permits, has been given a blanket permit for pavement marking dated 5/5/64 Permit No. 159 (a), a blanket permit for the erection of regulatory signs dated 8/2/38 Permit No. 585, and a blanket permit for warning signs dated 8/2/38 Permit No. 584.

Letter is to go to Robert Tierney, Chief Engineer, DPW, Boston, attention of Traffic Engineer L. T. Perkins, asking if it would be possible for copies of all petitions which have been approved by the Department of Public Works for the Town of Southborough in regard to any and all regulatory or safety signs. Copy of this letter is to go to Highway Supt. Boland.

Letter is to go to Mrs. Louise Barber, Chairwoman of the Advisory Committee, informing her that Highway Supt. Boland has agreed with the Board of Selectmen to allow the entire cost of the first stage of the new gasoline storage and pumping facility to be constructed out of his overall Highway Dept. budget for the current fiscal year.

Meeting of November 26, 1974

If necessary a transfer can be made from the Advisory Committee Reserve Fund can be made to the Highway Dept. budget if Mr. Boland were to run out of appropriated funds because of the inclusion of this unforeseen project in his current budget.

Board noted State DPW letter dated 11/1/74 giving a brief summary of the major current State Aid Programs available to Southborough. Letter is to go to Advisory Committee enclosing a copy of this letter with a copy of the State DPW 11/1/74 letter. A copy of this material is also to go to Highway Supt. John Boland.

Letter is to go to Ms. Sheila Silverberg, Framingham, acknowledging receipt of her resume and informing her that at this time the Board of Selectmen has no openings in any of the fields which she noted in her letter.

Letter is to go to Mass. Electric Co. enclosing a photocopy of a bill received for the Choate Field lights off of Cordaville Road. These bills are no longer to be sent to Ralph Locks but are to be sent to the Town Accountant Fred L. Baker. Copy of this letter and the bill are to be sent to Mr. Baker.

Letter is to go to A. Brooks Harlow, Jr., Headmaster, Fay School, re the affirmative steps Fay School has undertaken to alleviate the parking problem along Rt. 30.

Letter is to go to Richard Doherty, Exec. Director, Metropolitan Area Planning Council, Boston, stating that the Board of Selectmen feels it is inappropriate at this time to endorse any Planning Agent for Metropolitan Boston until definite boundaries have been adopted by the Governor.

Letter is to go to Leo Bartolini, 60 Oak Hill Road, formally notifying him that the storage of heavy construction equipment on his property at 60 Oak Hill Road is in violation of Section IV of the town's by-laws. The Selectmen request that this equipment be moved forthwith. Regarding the office trailer which is set up and functioning on this property, the Board of Selectmen has GRANTED Mr. Bartolini a 120-day temporary permit for the use of said office trailer. This permit is renewable, and the Selectmen's Office should be contacted at the expiration of this period if this trailer is still needed.

Letter is to go to Town Treasurer Papazian acknowledging his letter of 11/25/74. The Selectmen gave permission to have the Treasurer's office floor supported in order to hold Treasurer's safe. Treasurer is also allowed to utilize the services of the Highway Dept. for the project of making whatever alterations are needed to the floor support, as long as the cost of materials come from the Treasurer's budget.

VOTED: Unanimously, there will not be any parking on any public way in the Town of Southborough from 12 midnight until 6:00 a.m. and there will not be any parking on any public way during any snow storm. Vehicles parked will be towed at owner's expense (according to the town's by-laws). This parking ban will be in effect from December through April 1975.

Letter is to go to Police Chief F. J. Mattioli, copy to Highway Supt. John W. Boland, informing him of the above vote re parking ban.

Meeting of November 26, 1974

Board noted 11/26/74 memo from Town Accountant Fred Baker re the paying of Elected Officers Salaries. Should it be on an annual or fiscal year basis? Mr. Baker would like the Board's opinion. Town Counsel William F. Brewin gave his written opinion dated 11/26/74: "I suggest that Mr. Baker solicit the wish of all paid elected officers as to what their wish is in this regard. W.F. Brewin, T.C." Memo is to go to Town Accountant Baker attaching a copy of the Town Counsel's decision.

VOTED: unanimously, to appoint Mrs. Dorothy E. Manning, 11 Breakneck Hill Road, Southborough, as a Clerk to the Board of Selectmen for a term of one year, or until a successor has been appointed and qualifies.

Letter is to go to Mrs. Manning incorporating the above vote. Town Clerk is to be notified of this appointment.

Letter is to go to Police Chief F. J. Mattioli regarding the problem with the youths of the south end of town. The Selectmen would appreciate a report on the status of this situation.

Letter is to go to Robert Tierney, Chief Engineer, Comm. of Mass., Boston re Highway Safety Act of 1975 - Traffic Safety Programs. The Selectmen would like to meet with representatives of this department to discuss the matter of improvements in the area of traffic safety which could be accomplished in Southborough if funding were made available to the town.

Board noted the following:

11/21/74 Decision from the Department of Public Utilities allowing Commonwealth Gas Company, Cordaville Road, Southborough, to erect their radio tower as requested.

11/21/74 memo from Dog Officer Hamel in which he reported that regarding dog complaint by Mrs. Rosita Bartolini, 8 View Hill Road, against Mr. and Mrs. Charles Bowen, Mr. Hamel called Mr. Bowen concerning this nuisance problem. Mr. Bowen maintains that the side of the road in from of the houses is town property but has agreed to keep away from the front of Mrs. Rosita Bartolini's house.

10/30/74 Memo from Alcoholic Beverages Control Commission stating that a license cannot be pledged as a collateral for a mortgage.

11/18/74 copy of a Notice by The Gray Lines, Inc. bus company to all their drivers asking them not to use Pleasant and Cherry Streets for a turn-around. They are to continue down Route 9 to Route 85 and "wing up" over the bridge to head east on Rt. 9.

11/15/74 Notice from State Building Code Commission re Section 109.11 of the State Building Code--Licensing of Construction Supervisors. At a meeting of the State Building Code Commission held on 10/1/74 it was voted that the above-mentioned code provision be suspended for one year until 1/1/76 and that any local licensing boards established by special acts and currently in existence will remain in full force and effect until 1/1/76.

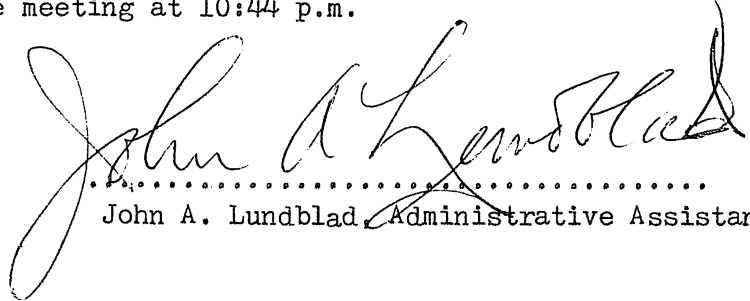
Check for \$161.40 from Worcester County representing Southborough's share of the County appropriation to further the control of Dutch Elm Disease.

Meeting of November 26, 1974

Board noted the following (continued):

11/19/74 letter from Roger B. Leland informing the Board of his pleasure to find that patching had already been started on the south side of the road from the Graphic Building to the Southborough line. This is a substantial improvement and will make this road safer (Northborough Road) until this road can be redesigned and totally rebuilt. Copy of this letter was also sent to the Marlborough Dept. of Public Works.

VOTED: unanimously to adjourn the meeting at 10:44 p.m.


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John A. Lundblad, Administrative Assistant

jal/mrp

Memorandum:

11/22/74 letter was sent to Personnel Board Chairman Joseph F. Prior, Jr. formally informing the Board that the Board of Selectmen has appointed Dorothy E. Manning as Clerk to the Board of Selectmen to fill the unexpired appointment of Nancy E. Wood. Attached was a copy of Mrs. Mannings Employment Application duly filled out.

MINUTES OF MEETING
BOARD OF SELECTMEN

December 3, 1974

- 7:30 p.m. Present: Chairman Louis J. Bartolini, Selectmen Thomas W. McAuliffe and William L. Zolli, Administrative Assistant John A. Lundblad, Town Treasurer Gerald G. Papazian and Paul Brefka of the Planning Board, members of the press, and Lois Simpons, an interested citizen
- 7:30 p.m. VOTED: To go into Executive Session in the Administrative Assistant's office with Town Treasurer Gerald Papazian.
to
7:45
- 7:45 p.m. Board met with Police Chief Frank J. Mattioli to discuss the Chief's report of the south end juvenile delinquent problem, so-called MLA problem. It was the Chief's feeling that the newspaper reports have aggravated the problem but that this aggravation was not related to the problem youths but rather caused a flurry of minor vandalism and damage by other formerly-not-involved youths.
- 8:00 p.m. Board of Selectmen met with Wesley Williams and Gerald Lamy (who came in at 8:09 p.m.) and reviewed the specifications created by the Town Insurance Study Committee. After a lengthy discussion, it was agreed that the bidding process would take much longer than the three weeks remaining in the calendar year and that the bidding should go out for the fiscal year beginning July 1, 1975. It was felt that the annual policies could be terminated at this time without significant loss to municipalities given the new insurance rebate laws in General Court. Letter is to go to the Insurance Study Committee to inform them of the feeling of the Board of Selectmen as a source of their recommendations.
- 8:30 p.m. Town Counsel William F. Brewin arrived.
- 8:30 p.m. Board of Selectmen met with the Committee to Study Feasibility of Municipal Swimming Facilities (ad hoc). Committee members present: Audrey Reid, Chairman, and Mr. Ralph Ellis. Mr. Russell Newman from the Recreation Commission, was present. Selectman Zolli commended the committee for what he termed, "one of the most excellent pieces of committee work he has seen". After reviewing the report, the Selectmen
- VOTED: unanimously to approve recommendation Number 6 which called for the reorganization of the committee to include members of the Recreation Commission and the Conservation Commission to set about on a site selection project and to get the swimming pool project moving. It was the consensus of the Board of Selectmen and the Swimming Pool Committee that if said facility were ever created it would be a seasonal pool, perhaps built with town funds but sustained by usage charges and/or membership.
- 8:45 p.m. The Board of Selectmen met with Sereno Johnson, Charles Johnson, the Administrative Assistant and Town Counsel Brewin in Executive Session in the Administrative Assistant's Office.

9:00 p.m. Board of Selectmen met with Dr. William Smith of the Central Mass.

Mosquito Control District and Philip Mauch, Chairman of the Board of Health. Dr. Smith informed the Selectmen that the Central Mass. Mosquito Control District has set up its Headquarters at 54 Hudson Street in Northborough (Telephone No. 393-3055) and that the Mosquito District has begun a three-year program during which time it would hope that 90% of the mosquito problem would be controlled. Dr. Smith warned that it will never totally eliminate mosquito problems but with the source reduction program, which is the primary program of this agency, there would be a significant reduction in the mosquito population. Dr. Smith went on further to explain the funding difficulties which the District has encountered and that although a sum of \$3,887.92 was drawn down from the Town of Southborough via Cherry Sheet financing. This, for some reason, did not work this year. Therefore, the District would be in need of funding at some time in the future. Dr. Smith informed the Selectmen that they do have their full complement of staff on board and that they have been working in the Town of Southborough in the areas off Mt. Vickery Road, Bigelow Road, Ward Road and others. At this time, Dr. Smith requested that the Town consider the purchase of light traps to catch mosquitoes so that the District could get a profile of the number and the types of mosquitoes in the Town of Southborough. The estimated cost of one trap is \$89.00. Mr. Mauch of the Board of Health gave a brief review of last summer's spraying and stated that the Board of Health will go into the next annual town meeting requesting a modest sum to complement this Warrant Article.

9:20 p.m. Board of Selectmen met with the Town Hall Renovation Committee and the Advisory Committee. Present for the Town Hall Renovation Committee were Mrs. Betty Davis, Chairman Mrs. Judith Swartwood, Mr. Edward Lambert, Mr. George Pearse, Mr. Arnold Cross and Mr. John McCarthy. Present for the Advisory Committee were: Chairman Mrs. Louise Barber, Mrs. Mary Jane Martinson, Mr. Russell Millholland, Mr. Stanley Wright and Mr. John Mahoney. Also present were: Lois Simmons, members of the press, League of Women Voters, Town Counsel Administrative Assistant, Paul Brefka and Mr. and Mrs. Browning the architects for the Town Hall Renovation Committee. The Selectmen inquired of the Town Hall Renovation Committee as to what the estimated total cost would be for this project primarily with regard to a letter received by the Board of Selectmen and reviewed at the last Selectmen's meeting in which the Brownings requested that all work be done under one contract. The Selectmen strongly support this concept and would like all work to be written into one set of specifications set out on one bid document and awarded to one general contractor. George Pearse admitted that it was shortsighted of the committee to allow this to happen in their negotiations with the Advisory Committee last year, and that at this time they feel they would like to go with one project, one bid document, one architect and one contractor. The estimated cost would be \$500,000.00 including contingency, Clerk-of-the-Work, architectural fees, and all exterior and interior work.

9:48 p.m. Board of Selectmen met with the Advisory Committee, to discuss Commonwealth Gas Company radio tower. Town Counsel related to the Advisory Committee that an appeal may be won but that all this would guarantee is a re-hearing with the DPU at which time the DPU

would probably do nothing more than correct whatever technical (legal) mistakes which were made at the Hearing and then find again for the utility. The Town Counsel has requested in writing an extension of the appeal period for an additional twenty days in which time the Selectmen will have a full report from the Town Counsel as to all alternatives possible.

At this time the Advisory Committee discussed the Police study to be done by the Department of Community Affairs. It was agreed with the Selectmen that a joint meeting should be held on the 17th of December with Mr. Howard Walter and the Chief of Police to discuss the specifications put forth by the DCA.

The Advisory Committee then discussed the Transfer Station and requested a progress report and were informed that Mr. Lally is still re-writing the specifications. Mrs. Barber then reported that she had been in touch with the Farmers Home Administration of Rutland, Vermont, in regard to the possibility of loans and grants. She had obtained a pre-application document and would be meeting in the coming week with a representative of the Farmers Home Administration and requested that the Administrative Assistant be present. Permission was granted.

Selectmen signed Treasury Warrant #24 in the amount of \$ 95,992.74.

Upon motion made and seconded, it was unanimously

VOTED: to appoint Ronald T. Courtemanche, 196 Southville Road, as an Assistant Plumbing Inspector for a term of one year, or until a successor has been appointed and qualifies.

A letter is to go to Mr. Courtemanche with a copy to Town Clerk Paul Berry and Building Inspector Edgar Phaneuf, Jr.

Certified letter to be sent to Robert H. Morse, President of Traffic Systems Co., Inc., Clinton, formally notifying him that prior to any payment for the traffic light installation project at Rt. 85 and 30, restoration has to be made of the stone wall on the southeasterly corner of said intersection, as well as any sidewalks, curbing or street openings. This work will have to be approved by Storch Engineers, Department of Public Works and Highway Supt. John Boland before any payment from the Town of Southborough to Traffic Systems Co., Inc. Copy of this letter is to go to Storch Engineers and Highway Supt. Boland.

Letter is to go to Department of Public Works, Worcester, enclosing certified copies of the Annual Town Meeting Articles 17, 18, 19, 20, 22, 23 and 25. No allocations have been made of the Chapter 825 funding which was received in November of this year. Copy of this letter is to go to Highway Supt. John Boland.

Letter is to go to Mary Rogers, State Aid Office--Highways, DPW, Worcester enclosing a certified copy of Articles 15 and 16 of the Annual Town Meeting 1974 regarding Chapter 81 Highways. Copy of this letter is to go to Highway Supt. Boland.

Letter is to go to DPW, Worcester, informing them of the Board's vote of 11/17/74 regarding amendment of the Traffic Rules and Orders of the Town of Southborough with regard to no parking 7 a.m. - 9 a.m. and 4 p.m.-6 p.m. Monday through Friday on the southerly side of Main Street (Rt. 30) from the intersection of Common St. westerly for 750 feet. Enclosed with this letter is attested copy of Minutes of Selectmen's Meeting of November 12, 1974. Town Clerk is to place town seal on these documents and process same for approval.

Certified letter is to be sent to David Pond, Pond Realty, Fayville, with regard to property owned by him at 170 Marlboro Road. This property is now occupied by James Miller (Bumble Bee Gardens) for the purposes of selling harvest fruits, etc. Mr. Miller is occupying a building which carries a variance from the ZBA with the restriction (No. 4):

"No other business or business use of the premises shall be allowed upon the termination of the business operations of the petitioner Daniel J. Wiedeman d/b/a The Charcoal Pit until the said walk-in cooler and its foundation have been removed."

Mr. Wiedeman has apparently terminated his business at 170 Marlboro Road and therefore Mr. Pond should remove the walk-in cooler and its foundation prior to allowing any other business to use the premises. Failure to comply with this request may result in action by the Board of Selectmen to force Mr. Miller to remove his operation from 170 Marlboro Road. Copy of this letter is to go to James Cappello, Chairman of the ZBA.

Letter is to go to Town Collector Walter White enclosing a copy of an invoice received from John J. Duane Co., Inc. for \$12,500.00 which will be paid in 12/10/74 Treasury Warrant for the demolition of the so-called Cordaville Mill buildings owned by Snowfighters, Inc. The Board of Selectmen request that a lien be attached as soon as possible to insure the timely repayment for the Town of Southborough for the sum of \$12,500.00. Copy of this letter is to go to Town Counsel plus a copy of said invoice.'

Board noted 11/29 letter from Fire Chief Brock stating that parking around the Town Hall during evening meetings is such that several areas are blocked and so congested that fire apparatus cannot get through. Letters are to go to Police Chief Mattioli and Highway Supt. Boland asking them to get together with Fire Chief Brock to determine which zones around the driveways and doorways abutting the Town Hall and the Pilgrim Church should be marked off as fire lanes, fire zones, no parking zones, etc. Letter is to go to Fire Chief Brock asking him to consult with Police Chief Mattioli and Highway Supt. Boland regarding this Town Hall parking problem. When a recommendation is received, the Board of Selectmen shall go to the DPW, Boston, to have these zones registered as official no parking zones so they can be enforced.

Letter is to go to HUD Area Office, Boston, asking for a copy of the CD application forms as well as any rules and regulations governing the program for community development funds. Of special interest is the housing assistance plan and how that program would impact upon a suburban town.

Meeting of December 3, 1974

Letter is to go to Mrs. Anita M. Cibelli, 15 Main St. regarding consumers aid training. Enclosed is copy of a letter from Paul G. Citlin, Executive Secretary of the Consumers' Council regarding the 3-day training program in February. Mr. Gitlin will be forwarding more information regarding the qualifications of the aides. Any additional information will be forwarded for her review.

Letter is to go to Mark D. Sullivan of Hopkinton informing that it is unnecessary to request a special permit to sell Christmas trees at Turnpike Exxon, Rt. 9, Eastbound Lane, Turnpike Road, Southborough. This location is zoned Industrial Park and this activity is not contrary to the zoning by-laws. The Selectmen request that his sales activity not be extended beyond the hours of operation of the Exxon Station. The erection of any signs should be cleared through the Building Inspector Edgar Phaneuf, Jr. Copy of this letter is to go to the Building Inspector.

Board noted 11/27/74 letter from Daniel J. DeCourcy (addressed to Town Clerk Berry) in which he resigned as a member of the Conservation Commission effective immediately. Letter is to go to Mr. DeCourcy expressing the Board's regret upon learning of his resignation.

Letter is to go to Personnel Board informing them that although the Selectmen have made two written inquiries - one to the Department of Community Affairs and the other to the Worcester Consortium for Higher Education- neither of them have been able to offer what the Selectmen feel to be reasonable assistance. DCA said perhaps they could do it next summer. Worcester Consortium for Higher Education does not have any graduate students available at this time. A close look should be made in regard to the ad hoc citizens group to offer some sort of technical assistance. A copy of each of the two letters mentioned above are to be enclosed.

Letter is to go to the Personnel Board acknowledging their letter of 11/29 and granted their request for an extension of at least two weeks beyond January 15, deadline for submitting a Warrant Article for the Annual Town Meeting to allow time to prepare the necessary updating of the Salary Administration Plan.

Board noted the following:

Minutes of Town Hall Renovation Committee meetings of August 12, October 15, October 23, November 19, November 21 and November 26, 1974.

Check for \$161.40 from the Worcester County Commissioners representing Southborough's share of the County appropriation to further the control of Dutch Elm Disease (GL C. 133, Section 26D).

Dec. 3, 1974 letter from Building Inspector Edgar Phaneuf, Jr. stating that he found the demolition of the so-called Cordaville Mills was in compliance with the contract. The J.J. Duane Company should be complimented for their cooperation and a job well done.

Dec. 2, letter from Southborough Planning Board stating that the Planning Board met on November 30 and unanimously voted to ask for an appeal of the Department of Public Utilities decision dated 11/21/74 on the Commonwealth Gas antenna.

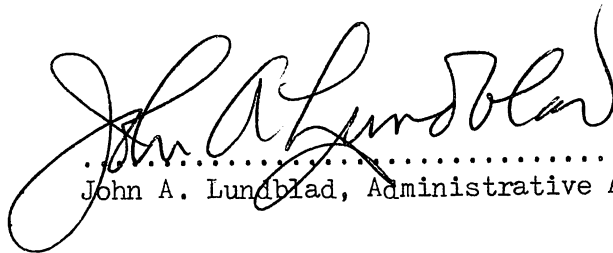
Meeting of December 3, 1974

Board noted the following: (continued)

Copy of letter sent 12/2/74 from Town Counsel William F. Brewin to Attorney Sheldon H. Pitchell re: London Lass West, 11 Main Street, Southborough. This is regarding nonpayment of 1973 personal property tax which comes to \$236.90.

Copy of letter dated 11/27/74 from Town Counsel Brewin to Richard Rogers, Representative Elect enclosing proposed amendment and copy of town meeting May 1974 vote to General Laws of the Commonwealth calling for change in approval of school committee budget. The Selectmen ask that this be filed as proposed legislation. A copy was also sent to Representative Reynolds in Northborough.

VOTED: unanimously to adjourn the meeting at 11:12 p.m.


.....
John A. Lundblad, Administrative Assistant

MINUTES OF MEETING

BOARD OF SELECTMEN

December 10, 1974

7:30 p.m. Present: Chairman Louis J. Bartolini, Selectmen Thomas W. McAuliffe and William L. Zolli, Administrative Assistant John A. Lundblad, members of the press and a representative from the League of Women Voters.

Treasury Warrant #25 was signed in the amount of \$318,208.68.

In the presence of Town Clerk Paul Berry, one juror was drawn for the Grand Jury. Mr. Kenneth F. Manchak, 9 Ted Lane.

7:45 p.m. VOTED: to go into Executive Session with the Board of Selectmen with Cemetery Commissioners George Mooney, Thomas Grady and George Burwell. Topic of discussion was property owned by the Estate of Mary Neary abutting the Town Cemetery.

Letter is to go to Cemetery Commissioner Mooney granting the Commissioners' request for the services of the Town Counsel in order for the town to acquire property from the Estate of Mary Neary, 18 Middle Road, as an outright gift. The Board of Selectmen is authorizing the Commissioners to acquire a plot plan of said property. To be enclosed with this letter is a copy of the General Laws Chapter 114, Section 34 "The Use of Land For Burial". Copy of this letter, together with a copy of plan presented by the Cemetery Commissioners, is to go to Town Counsel Brewin.

8:00 p.m. The Board of Selectmen met with the Dog Law Enforcement Study Committee.
to Members present were: Chairman Allison Booth, Philip Wood, Roderick
8:22 p.m. MacNeill, and Mary Craft. Also present were Jeanne Duggan from the Advisory Committee and Dog Officer Francis Hamel. The committee recommended that the Board of Selectmen sponsor a Warrant Article for a full-time leash law and a full-time Dog Officer. After discussing the merits of these proposals, the Board of Selectmen charged the committee to continue its work in this regard working with the Town Counsel to draw up the necessary Warrant Articles and also to carry out a cost study so that, should the town meeting accept these two Articles, there would be sufficient funding present. A letter is to go to Town Counsel William F. Brewin notifying him of the decision of the Board of Selectmen authorizing him to meet with the Dog Law Enforcement Committee as soon as possible.

8:30 p.m. The Board of Selectmen met with John W. Boland, Louie Hoisington, Roger
to Maconi, George Burwell, Jeanne Duggan, Howard Grue, and Joel Packard,
8:50 p.m. Members of the ad hoc Department of Public Works Study Committee. The Board of Selectmen requested this committee to begin work as soon as possible. The Committee plan to meet at the Cemetery Department on Tuesday, December 17, 1974 at 8:00 p.m.

9:00 p.m. The Board of Selectmen met with Manual V. Chavez who requested a
to Class II License for Southboro Car Center (formerly Southboro Auto
9:07 p.m. Sales), 355 Turnpike Road, Southborough. Mr. Chavez, an owner of car dealerships in Franklin and Milford, requested permission of the Board of Selectmen to sell used cars at 355 Turnpike Road location.

Meeting of December 10, 1974

VOTED: to take this application for a Class II License under advisement.

9:08 p.m. The Board of Selectmen met with Fire Chief Edward F. Brock who brought to the attention of the Board of Selectmen two arson attempts at the so-called Miller house in back of the St. Bernard's Lodge on Southville Road. Chief Brock requested the support of the Selectmen in having this house secured, demolished or otherwise made safe. The Selectmen informed Fire Chief Brock that Building Inspector Phaneuf had filed a similar complaint with the Selectmen and the Administrative Assistant was beginning to prepare the paper work to take action on this property.

VOTED: unanimously, to appoint Mr. Charles A. Keller, Jr., 87 Turnpike Road Fayville, to the Board of Registrars, his term to expire in May 1976; Mr. Keller is filling the unexpired term of Stanley F. Wright who resigned.

A letter is to go to Mr. Keller regarding his appointment. Town Clerk Berry is to be notified of this appointment.

9:30 p.m. The Board of Selectmen held a site planning hearing for the Harvard to Medical School's New England Regional Primate Research Center,
9:40 p.m. 1 Pine Hill Road. Present were Associate Director Colonel Edwin D. McMeen and Facilities Director Arnold Mercier. Col. McMeen noted that this building is part of the long-range plan which was presented to the Selectmen in the early 60's and approved at that time. The Selectmen reviewed the plan and noted that no complaints were filed by the Highway Superintendent, although he had reviewed the plan, and that a letter was received from the Planning Board also offering no problems with the proposed site plan. A motion was then made, seconded and unanimously

VOTED: to accept the site plan dated 11/15/74 as filed by Harvard Medical School for New England Regional Primate Research Center.

A letter is to go to Colonel McMeen informing him of the Selectmen's above-mentioned vote. This is regarding a service building to be built on property owned by Harvard Medical School, 1 Pine Hill Road, Southborough. Copy of this letter is to go to the Southborough Planning Board and Building Inspector Edgar Phaneuf, Jr.

Letter is to go to Capital Budget Planning Committee informing them that the Board of Selectmen does not anticipate any capital budget items which fall in either definition presented in their letter of 12/1/74. As the Selectmen are responsible for a number of other budgets, it is possible that warrent articles will be presented requesting substantial capital outlay in other areas such as Town Hall renovation, gasoline storage facility and possibly the Fayville Village Hall.

Letter is to go to John Harrington, Metropolitan Area Planning Council, Boston, informing him that the Selectmen has reviewed the five concepts for Wastewater Management in the Eastern Mass. Metropolitan Area, and at this time the Selectmen officially favor Concept #3 - A Regional Plan for the Expansion of Deer and Nut Islands Service Area. Selectmen support Concept #3 and the entire process and wish to be kept informed of any additional activity in regard to this process.

Meeting of December 10, 1974

Memo is to go to Dog Officer Charles Hamel asking him to investigate a dog problem on Ted Lane and Brookside Road. A written complaint was received from Mr. and Mrs. Thomas McDonought, Mrs. and Mrs. James Hutchinson and Mr. and Mrs. Kenneth Manchak.

Letter is to go to Lawrence E. Cohen, Attorney, in answer to his letter of Dec. 4, 1974 in which he advised the Selectmen of an outstanding balance due to Atlas Distributing Corp. from T. & F. Club, Inc. d/b/a The Limelight. Since the Board of Selectmen has acted favorably and recommended this transfer to the ABCC the issue is now out of the hands of the Board of Selectmen at this time. To be enclosed with this letter is a copy of the legal ad which was published in the Worcester Evening Gazette on 10/26/74 together with a copy of approval of the Selectmen dated 11/5/74. At this date, no further communication has been received from the ABCC in regard to this transfer request.

Memo is to go to Eltie Kiser regarding the Greater Marlboro Council of the Office For Children enclosing a copy of a letter received from Mary Lou Vanzini, Community Rep., dated 11/19/74. If Mrs. Kiser knows of any special needs which might be fundable under this program, the Selectmen would appreciate any information which she might have.

Letter is to go to David J. Dockstader, 260 Parkerville Road, regarding his request of 11/25/74 for permission to conduct a home business at this address. Permission is not necessary since such endeavors are allowed under the zoning by-laws of the Town of Southborough. As long as Mr. Dockstader's studio and custom frame shop remains a home business in his place of business, it is not necessary to seek any special permit or license for the operation of this business. The only restrictions are that not more than two persons not regularly resident on the premises can be employed at any one time and one sign not over four square feet in area may be displayed.

Letter is to go to Mr. Wayne G. Clews of Southboro Amoco, 264 Cordaville Road, regarding his letter of December 3. Permission is given to sell Christmas trees at this location as long as he restricts the hours of operation to the same hours in use at the service station. He is to contact the Building Inspector if he wishes to string any lights or erect any signs in conjunction with the selling of the Christmas trees. Copy of this letter is to go to the Building Inspector.

Board noted recommendation dated Dec. 9, 1974 from Highway Supt. John Boland stating that the work on the traffic light installations at Rts. 30 and 85 and Rt. 85 and Southville Road is progressing at an extremely slow rate. Traffic Systems, Inc. was notified of several dangerous situations for which they were responsible and which the Southborough Highway Dept. had to correct. The charges for this work should be applied to Traffic Systems Co., Inc. for reimbursement to the Town of Southborough.

Letter is to go to Robert H. Morse, President, Traffic Systems Co., Inc. via Certified Mail, return receipt requested, informing him of the work done by the Highway Department and that the back charges will be applied against the contract for reimbursement to the Town. This amount totals \$50.00.

Meeting of December 10, 1974

The Board of Selectmen strongly recommend that in order to prevent such situations from reoccurring, Traffic Systems should cause to have all surfaces restored as soon as possible but certainly prior to the closing time for the area bituminous concrete plants. Copy of this letter is to go to John Boland, Highway Superintendent, and to Storch Engineers.

Board noted the following:

11/22/74 letter from the DPW, Boston, re State Aid-Highways stating that funds apportioned under Section 1 of Chapter 825 of the Acts of 1974 may be used for the enforcement of traffic laws in Southborough. Copies are to go to Highway Supt. Boland and Police Chief Mattioli.

11/13/74 letter from State DPW, Boston, informing the Board that the Commission approved as of August 10, 1974 the work done by the Board of Selectmen on Chapter 90 roads under Contract #27148 dated 8/9/72. Copy of this is to be given to Highway Supt. Boland.

12/2/74 copy of letter from Planning Board to Philip Beals, 2 Chestnut Hill Road, regarding the Commonwealth Gas Company's plans to erect a 240-foot communications antenna adjacent to their new headquarters building at the intersection of Rt. 85 and Mount Vickery Road.

12/4/74 copy of letter from Planning Board to John Rich, Chairman of New England Gas and Electric Assoc., Cambridge regarding Commonwealth Gas Co.'s tower plans.

12/10/74 memo from Highway Supt. Boland stating that priorities for drainage work is a point to be discussed with the Selectmen in upcoming budget discussions.

12/10/74 memo from Highway Supt. Boland regarding heavy traffic on Middle Road, stating that because of both physical and budgetary problems, he does not feel it is feasible to paint double solid yellow lines on Middle Road. This street shall be included on the department's application for marking under the 1973 Federal Highway Act. Pavement Marking Demonstration Program. If Southborough does not qualify under this program, this street shall be included in the annual marking program in the Spring of 1975.

12/10/74 memo from Highway Supt. Boland re Runaway Hills Subdivision and Paul Collins' bond for \$3,000 for work to be accomplished on Overlook Drive. There are three bounds which were never set. Mr. Collins has been informed of this situation and he is proceeding to complete this work. His bond should be held until the work is 100% complete. Highway Supt. will inform the Board upon completion of this work.

12/10/74 letter from Highway Supt. Boland informing the Board that he has inspected the site and the work concerning the demolition of the so-called Cordaville Mill buildings at 15 River Street done by J.J. Duane Co. The site has been inspected and the work appears to have been completed in accordance with the specifications. The Building Inspector's recommendation should be followed in this regard.

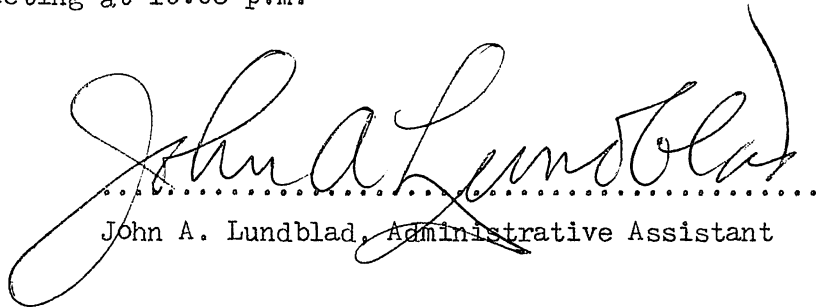
Meeting of December 10, 1974

Board noted the following (continued):

Zoning Board of Appeals notice of a hearing to be held on Dec. 16, 1974 at 7:30 p.m. on the petition of Robert A. Benson, 9 Mt. Vickery Road asking for a variance to permit the construction of a house on the property located at the west of property of A.C. Stirling and north-westerly on Mt. Vickery Road.

12/10/74 letter from Advisory Committee confirming its position that the funds for the new gasoline storage and pumping facility will be taken from the Highway Dept. budget for the purpose of constructing a facility to accommodate nonleaded gasoline. The figure given for this work was approximately \$5,000. If necessary, the Advisory Committee will support a transfer from the Reserve Fund to the Highway Dept. budget because of this unforeseen project.

VOTED: to adjourn the meeting at 10:06 p.m.


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John A. Lundblad, Administrative Assistant

jal/mrp

MINUTES OF MEETING
BOARD OF SELECTMEN

December 17, 1974

- 7:30 p.m. Present: Chairman Louis J. Bartolini, Selectmen Thomas W. McAuliffe and William L. Zolli, Administrative Assistant John A. Lundblad and members of the press and Mr. Donald Morris (an interested citizen)
- 7:50 p.m. It was unanimously VOTED: to go into executive session. Selectmen to retired into the Administrative Assistant's office with the
- 8:05 p.m. Administrative Assistant, Mrs. Judy Knorr and Mrs Gunning of 8 Tara Rd.
- 8:05 p.m. Board of Selectmen met with Mr. Victor Angelo of the Framingham Cooperative Bank, Mr. Robert A. Queen d/b/a The Limelight, Mr. Robert Fanger of Firestone Financial Corporation in regard to the liquor license renewal for The Limelight club on 1 Southville Road. The nature of the meeting was primarily a discussion of the failure of Mr. Queen to take possession of said property and the effect that this might have on his liquor license renewal. Apparently the cause for his failure to take title is related to a septic system problem which was delaying Board of Health approval for the building's occupancy permit.
- 8:30 p.m. Board met with Police Chief Francis J. Mattioli. Chairman Bartolini read aloud the legal advertisement as it appeared in the Worcester Telegram of December 6, 1974 and The South Middlesex News of December 6, 1974.
- Bid #1: Crown Chrysler-Plymouth, Inc., 535 Union Ave., Framingham,
2 new 1975 Plymouth Gran Fury Station Wagons.....\$8,646.00
- Bid #2. Framingham Auto Sales, Inc., 1199 Worcester Road, Framingham,
2 1975 custom 500 station wagons.....\$4,249.00 ea.
(totalling \$8,498.00 for two wagons)
- Since only \$8,200.00 is in the Article (#32 ATM 1974), the Selectmen VOTED: to take these bids under advisement and requested the Police Chief to review them, to consult with the Administrative Assistant as to the need for Request of Transfer from the Reserve Fund of the Advisory Committee.
- 9:00 p.m. The Selectmen met with the Advisory Committee. Present were: Chairwoman L. Louise Barber and members Jeanne Duggan, John Mahoney, Stanley Wright. Also present were: Howard Walter of the Department of Community Affairs, and Police Chief Francis J. Mattioli. The meeting was to discuss the proposed police management study to be carried out by the Department of Community Affairs. Mr. Walter indicated that he would be contacting the Administrative Assistant in regard to contractual documents and staff members to work on this project beginning 1975.
- 9:25 p.m. The Selectmen met with the Advisory Committee and the Police Chief in regard to the shortages in the Warrant Article (#32) for the Police cruisers and in regard to automated data processing study committee for the Town of Southborough.

Meeting of December 17, 1974

9:41 p.m. The Board of Selectmen met with the Insurance Study Committee. Members present were Chairman Robert Perkins and James Richardson and the Town Insurance Advisory Committee Mr. Wesley Williams and Mr. Gerald Lamy. Also present at this meeting were L. Louise Barber and Jeanne Duggan of the Advisory Committee. Messrs. Lamy and Williams discussed with the Insurance Study Committee the advisability of increasing the deductibles in the existing policies for the Town of Southborough. It was the consensus that the higher deductibles would be written into a set of specs to be advertised in late winter to be opened in the spring and awarded to begin Fiscal 1976. The tentative date for the bid opening will be April 8, 1975. Administrative Assistant was requested to speak with Peter Boyer and Richard Carney of Southbridge and Shrewsbury, respectively in regard to procedures which those towns have adopted for the bidding of insurance.

Board of Selectmen signed Treasury Warrant #26 in the amount of \$89,227. 82.

Letter is to go to Arthur and Daisy Narice, 766 Waverly St., Framingham, re numerous contractors dumping fill both on their property on River Street and that of Mr. Joseph Izor at 15 River Street. Selectmen would appreciate the Narices' blocking off a driveway entrance on River Street. This would prevent a possible violation of the Hatch Act, caused by unauthorized dumping along the Sudbury River.

Letter is to go to John J. Lyons, District Highway Engineer, DPW, Worcester enclosing copies of a petition containing over 700 names of Southborough residents who are respectfully requesting a pedestrian and/or bicycle bridge over Rt. 9 in the vicinity of Middle and Parkerville Roads. Southborough has formally requested Tippetts-Abbett-McCarthy-Stratton to look into the feasibility of this project under Southborough's TOPICS Program. Copy of this letter is to go to TAMS c/o Rocco A. Mancini, Project Manager, Chestnut Hill, Mass.

VOTED: to issue the following licenses:

CLUBS--All Alcoholic

Fayville Athletic Assoc., Inc. Peter D. Merloni, Mgr.
32 Central St. Fayville -

DRUGGIST--All Alcoholic

C. Charles Margaritis, Reg. Pharmacist
d/b/a Southborough Drug, 4 Main St.

RETAIL PACKAGE GOODS STORES--Wines and Malt Beverages

Marie Chicoine d/b/a B & M Package Store
90 Southville Rd.

Willow Brook, The Down On The Farm Country Store
Arthur J. St. Maurice, Framingham Road

Central Street Market, John Costantino & Lavina Amorelli
60 Central Street, Fayville

Mauro's Market, William Mauro
4 Main St. Southborough

RETAIL PACKAGE GOODS STORES -- All Alcoholic

Bill's Package Store, Inc., William J. Fletcher, Mgr.
7 Turnpike Rd. Fayville

Meeting of December 17, 1974

VOTED: to issue the following licenses (continued)

Turnpike food and Liquor Mart, Inc. Stanley Kerbel, Mgr.
Turnpike Road, Fayville

* RESTAURANTS --All Alcoholic

Mama Marie's, Alfred V. Carboni & Donald R. Petrilli
106 Southville Road

White's Corner Restaurant, Inc. Frank J. Rossi, Sr., Mgr.
54 Turnpike Road

Giombetti & Francis, Inc., d/b/a Andrea Restaurant
241 Turnpike Road

Marnok, Inc., d/b/a Harvest Hill -- Joseph Novick, Mgr.
Corner Turnpike Rd. & Central St. Fayville

Southboro Motor Lodge, Inc. - Daniel Brandano, Pres. & Mgr.
44 Turnpike Road, Fayville

COMMON VICTUALLER'S LICENSES

Ben's Delirama, Benjamin & Jeanette Dubick - 7 Turnpike Rd.

Southboro House of Pizza - Angelo Baltas, 1 E. Main St.

Maureens - Robert J. & Maureen J. Haley - Crnr Newton St. & Framingham Rd.

Luigia's Sandwich Shop - Joseph Bennett, Turnpike Rd.

Southboro News Shop - Richard Curran, Main St.

CLASS I - AGENT'S OR SELLERS LICENSE

I.R. Equipment Corp - 300 Turnpike Road.

Zat Inc. (Ziebart Rust Proofing) 77 School St.

Shapiro Equip. Corp - 251 Turnpike Rd.

Davco Inc. (c/o Marion Davis 0 21 Woodland Rd -)
61 Breakneck Hill Road.

Country Volvo Inc., c/o Hugh Dalzell, 78 Turnpike Rd.

Petry Equipment - 30 Southville Rd. (Hannis Ferger Corp.)

CLASS II - USED CAR DEALERS LICENSE

Ted's of Fayville - 5 Park St.

Newton St. Garage - Henry Pietrasiak, 12 Newton St.

Southboro Texaco - Joseph E. Doucette - 349 Turnpike Rd.

Val Chavez - d/b/a Southboro Car Center -License issued for 1974 & 1975.
Turnpike Rd. Southborough --with the following restriction:

"As a condition hereof: No more than fourteen (14) used cars
shall be stored on said property at any one time."

*RESTAURANT: All Alcoholic (no Victuallers License)

Robert A. Queen - The Limelight Corp.
1974 & 1975 Licenses were signed - pending approval by the Board
of Health for occupancy permit.

Meeting of December 17, 1974

VOTED: unanimously to cancel Selectmen's regular meetings of December 24 and 31, 1974, and to hold their next meeting on Tuesday, January 7, 1975 at 7:30 p.m.

Town Clerk Paul Berry to be so notified.

Letter is to go to James Ford, Storch Engineers, enclosing a copy of Invoice #490 from Traffic Systems Co., Inc. in the amount of \$20,760.85 in regard to the traffic light project in the Town of Southborough. The Selectmen request that this Invoice be reviewed as soon as possible and that a recommendation be made in regard to payment. Copy of this letter is to go to Dan Coonan, Traffic Div., DPW, Worcester and to John Boland, Highway Supt.

Letter is to go to Joseph D. Early, Representative-Elect, enclosing a copy of a resolution passed by the Board of Selectmen on 12/17/74 affirming the Board's support of the general revenue sharing program of the Federal Government.

Letter is to go to Felix Juliani, Pres. Mass League of Cities & Towns, Boston, informing him that the Board of Selectmen voted unanimously to adopt the resolution supporting the continuation of general revenue sharing as furnished by the League of Cities and Towns. A copy of that resolution is to be enclosed.

Board noted receipt of Traffic Regulation Permit Number 3-915 from State Department of Public Works, Worcester. This Permit approves Board's vote of 11/12/74 regarding amending Traffic Rules and Orders of the Town of Southborough Common Street westerly for 750 feet from 7:00 a.m.-9:00 a.m. and 4:00 p.m.-6:00 p.m. Monday through Friday. Letter is to go to A. Brooks Harlow, Headmaster of Fay School notifying him of the approval by the State DPW. Enclosed with this letter is a copy of Selectmen's original request and the State DPW Permit #3-915.

Copies of the Traffic Regulation Permit Number 3-915 is to be sent to Highway Superintendent Boland and Police Chief Mattioli.

Certified letter is to go to Mr. Richard A. Cappello of Cappello Trucking, Fayville re Selectmen's vote as follows:

VOTED: unanimously to grant a 60 day extension to Mr. Cappello in order to allow him time to remove his storage trailers which are currently at 2 Woodland Road. These are to be relocated along with construction equipment, machinery and supplies from land owned by H.D. Realty Trust and occupied by Mr. Cappello directly south of 2 Woodland Road. This 60-day extension is non-renewable.

Memo is to go to Police Chief Mattioli asking for an itemization of the cost to the town of the patrolmen and equipment necessary to direct traffic regarding the new traffic light installation at Rts. 85 and 30 from 4 p.m. on Thursday 12/19 and 4:00 p.m. Friday, 12/20/74.

Letter is to go to Arthur Hosmer, Chairman of the Water Commissioners regarding an icing condition which exists on Johnson Road asking that the Highway Dept. be contacted after this road is checked each morning prior to the beginning of the normal work day of 7 a.m. Copy of this memo is to go to Highway Supt. Boland.

Letter is to go to Sereno Johnson on Northboro Road regarding his complaint of 12/17 with regard to the icing conditions on Johnson Road.

Meeting of December 17, 1974

Letter is to go to Highway Supt. Boland re the quality of the workmanship on the traffic control project. There is an outstanding bill of \$20,000 from Traffic Systems. Selectmen would like Mr. Boland to inspect this work and have requested that Storch Engineers also inspect this work. The Selectmen would like Mr. Boland to give them a detailed itemization of all back charges (except the one of 12/9/74 which has already been noted by the Board)

Letter is to go to Highway Supt. Boland asking that he set up a meeting for the Transfer Station Committee with Mr. M. Anthony Lally for Monday, January 6, 1975, to discuss the revised bidding documents for the refuse transfer station.

Letter is to go to DPW, Framingham, attention of Mrs. Susan Galvin, Director, asking if there is any possibility for the Town of Southborough to utilize the incinerator in the Town of Framingham as Southborough is currently in the design and bidding stage of a refuse transfer station with a target completion date of summer 1975. Same letter is to go to DPW, Marlborough attention of Paul Sharon, Commissioner, asking re Marlborough's incinerator.

Letter is to go to Jay Engel, Jr. Chairman of the Southborough School Committee, regarding some signs prohibiting certain activities on school property which have been erected on trees. This is a violation of the town's sign by-laws and the signs should be removed from the trees.

Board noted 12/10 letter from the Trustees of the Pilgrim Church asking if the Police Department could make a periodic check to make sure the doors are locked. Memo is to go to Police Chief Mattioli asking if they could please add the Pilgrim Church to the list of buildings to be checked on their nightly patrol. Copy of the Trustees' letter is to be enclosed.

Board noted the following:

12/12/74 telephone call from Audrey Reid, Chairman of the Swimming Pool Committee, stating that the committee shall remain with the members as they are now. If there are any changes, she will let the Board know.

12/11/74 letter from Historic Celebration Committee Chairman Esther Harrington asking if the Town Counsel could investigate the proper legal procedure for getting ownership, jointly with the Town of Hopkinton, of the County road and bridge over the Sudbury River in the Cordaville-Hopkinton area.

12/11/74 note from Mrs. Thomas Hulehan informing the Board that she is unable to accept the nomination to the Historic District Study Committee (ad hoc) recently formed.

12/10/74 Approval received from the Alcoholic Beverages Control Commission of the Transfer of the all-alcoholic liquor license of T.&F., Inc. to The Limelight Corporation Robert A. Queen, Manager

12/11/74 letter from Southborough Board of Health regarding The Limelight, 1 Southville Road, stating that they are withholding the signing of the Occupancy Permit as there is sufficient evidence of a possible overflow of the sewage disposal system. Mr. Queen is to make an appointment with Joseph Kales, Board of Health Sanitary Inspector.

Meeting of December 17, 1974

12/23/74 copy of certified letter sent by Building Inspector Edgar A. Phaneuf, Jr. to Arthur and Daisy Narice, 766 Waverly St., Framingham stating that the structure owned by them on River Street has been found unsafe and a public safety hazard, as defined by Chapter 143, Section 6, of the General Laws as amended. This structure must be made safe, made secure or removed (Ch. 143, S. 7 G.L. as amended).

12/23/74 copy of certified letter sent by Building Inspector Edgar Phaneuf, Jr. to the Estate of Martin F. Miller regarding the structure owned by the Estate as being found unsafe and a public safety hazard. This structure must be made safe, made secure or removed.

12/24/74 Memo from Southborough Board of Health stating that its Sanitary Inspector, Robert Rimback, has inspected Turnpike Food and Liquor Mart, Inc., 65 Turnpike Road, Fayville, and had found everything to be in satisfactory condition.

12/13/74 letter from Mass. League of Cities & Towns regarding the number of votes each County is entitled to regarding the first meeting of the Worcester County Advisory Board. Southborough has 1 3/4 votes. The first meeting was held on Wednesday, December 11, 1974 in Worcester. Administrative Assistant Lundblad attended this meeting. This meeting was sponsored by the Worcester County Selectmen's Assoc., et als.

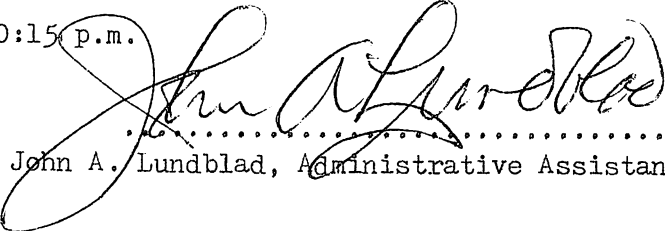
Harvard University Announcement that a series of 16 lectures "New Life for Old Buildings" will be held from February 4 through May 20 at the Harvard Science Center. Copy of this is to be sent to the Conservation Commission and the Historical Commission.

11/22/74 letter from Worcester District Registry of Deeds Addressed to County Advisory Board Member inviting the Board to become better acquainted with the Registry of Deeds. They are in the process of developing the Worcester District Registry of Deed's budget for the fiscal year 1975-1976. Administrative Assistant Lundblad attended this meeting.

November 13 letter from the State DPW, Boston stating that the Commission voted to approve as of August 10, 1974 the work done on Chapter 90 roads under Contract #27148 dated August 9, 1972 (District #3).

Memo is to go to John Boland, Highway Supt., enclosing copies of petitioners received by the Board of Selectmen re truck traffic on Fisher Road and Central St.

VOTED: to adjourn the meeting at 10:15 p.m.


John A. Lundblad, Administrative Assistant

jal/mrp